

TITLES AND SYNOPSIS OF ACTS

PASSED BY THE

GENERAL ASSEMBLY OF KENTUCKY,
AT ITS

ADJOURNED SESSION OF 1869-'70.

Chapter 1068. An act for the benefit of J. W. Caldwell, of Logan county. Approved January 5, 1871.

Chapter 1069. An act for the benefit of John V. Schofield, of Bracken county. Approved January 5, 1871.

Chapter 1070. An act to amend an act, entitled "An act for the benefit of John T. Jackson," approved March 9, 1867. Approved January 5, 1871.

Chapter 1071. An act for the benefit of the securities of M. B. Cox, late sheriff of Morgan county.

[Became a law January 6, 1871, the Governor having failed to return the same to the Legislature within the time required by the Constitution.]

Chapter 1072. An act to amend the charter of the town of Nicholasville. Approved January 6, 1871.

Chapter 1073. An act to amend the mechanics lien law of Fayette county. Approved January 6, 1871.

Chapter 1074. An act to allow John Sartin to fish with nets in Green river.

[Became a law January 6, 1871, the Governor having failed to return the same to the Legislature within the time required by the Constitution.]

Chapter 1075. An act in relation to the Bardonia and Louisville Railroad Company. Approved January 7, 1871.

Chapter 1076. An act to amend the charter of the city of Paducah. Approved January 9, 1871.

Chapter 1077. An act providing for special judges of the county court for Fayette county.

[Presiding judge of county court shall appoint two justices of said county, either of whom may act, to hold the county court in case presiding judge fails to attend, or is unable to attend, or if attending declines to act in a particular case, or as to any matter; either of the justices, upon oath, may hold said court, and exercise the powers of the judge, and to be allowed the same compensation as the judge for like services. All appointments heretofore made by said judge during his present term, are legalized.] Approved January 9, 1871.

Chapter 1078. An act providing for filling vacancies in the office of Public Binder. Approved January 11, 1871.

Said bill reads as follows:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky,* That when a vacancy occurs in the office of Public Binder during the meeting of the General Assembly, by death, resignation, removal from the State, or the refusal or failure to qualify according to law, or otherwise, it shall be filled, until the next regular election of said officer, by an election by the joint vote of the two Houses of the General Assembly.

§ 2. When any such vacancy occurs in said office, when the Legislature is not in session, it shall be filled by appointment of the Governor until the next meeting of the General Assembly thereafter, and at the next meeting of the General Assembly it shall be filled, for the remainder of the term, by an election by the joint vote of the two Houses of the General Assembly.

§ 3. That a vacancy now existing in said office, by the resignation of John C. Noble, and by the expiration of the time of the appointment of E. P. Noble (who was appointed by the Governor to fill the vacancy, occasioned by the resignation of John C. Noble, until the present meeting of the General Assembly), said vacancy shall be filled by an election by the joint vote of the two Houses of the General Assembly, to take place on Thursday, 12th January, 1871, at 12 o'clock, M., and if no election is effected on that day, then to continue on each succeeding day, at the same hour, until an election is had.

§ 4. This act shall be in force from its passage.

Chapter 1079. An act to incorporate the Louisville Ledger Printing Company. Approved January 11, 1871.

Chapter 1080. An act authorizing the county court of Garrard county to levy a tax for the purpose of paying off an indebtedness created by it. Approved January 12, 1871.

Chapter 1081. An act for the benefit of the owners of Clay's Ferry, on the Kentucky river. Approved January 14, 1871.

Chapter 1082. An act to amend the charter of the town of Taylorsville. Approved January 14, 1871.

Chapter 1083. An act to amend the charter of the Galt House Company. Approved January 14, 1871.

Chapter 1084. An act for the benefit of Jas. W. Lumsden, of Hickman county. Approved January 14, 1871.

Chapter 1085. An act to incorporate the Big Blaine Improvement Company. Approved January 17, 1871.

Chapter 1086. An act for the benefit of Greenup county.

[Majority of justices of said county may levy an *ad valorem* tax on the real and personal property of said county, as assessed for taxation for State revenue, for two years, at the rate not exceeding forty cents on the \$100; three-fourths of the proceeds of said tax shall be applied to payment of present indebtedness of said county, first applying the same to paying bonded debt of said county, and one-fourth shall be used and applied, in addition to the county levy, for the ordinary expenses of said county and appropriations for county purposes. After expiration of two years said court may levy a tax of not exceeding twenty-five cents on the \$100, to be used and applied with county levy for the ordinary expenses of said county. Tax levied by court of claims for 1870 to be collected in 1871, and tax levied in January term, 1871, to be also collected in 1871, hereby legalized, but entire tax to be collected in 1871 not to exceed forty cents on the \$100; said taxes to be collected by the sheriff, and accounted for in same manner as the county levy.] Approved January 17, 1871.

Chapter 1087. An act to repeal an act, entitled "An act to prohibit the sale or vending of giving of vinous, spirituous, or malt liquors in the town of Irvine, or within two miles of the limits thereof," approved March 12, 1869. Approved January 17, 1871.

Chapter 1088. An act to authorize the St. Louis and Paducah Railroad Company to issue mortgage bonds. Approved January 17, 1871.

Chapter 1089. An act to amend an act, entitled "An act to establish a levy and county court for Jefferson county."

[Said court may increase the salary of the presiding judge of said county in a sum not exceeding \$1,000 per annum in addition to his present salary, said increase to be paid in the same proportions by the county of Jefferson and city of Louisville as his present salary is paid.] Approved January 17, 1871.

Chapter 1090. An act to change the time of holding the March term of the quarterly court of the county of Trimble.

[Hereafter to commence on the fourth Monday in February in each year, instead of first Monday in March; and all process returnable to the March term, 1871, shall be returnable to the February term, 1871.] Approved January 18, 1871.

Chapter 1091. An act to incorporate the Owensboro Savings Bank. Approved January 18, 1871.

Chapter 1092. An act to close and discontinue Cedar street, in the town of Monterey, in Owen county. Approved January 18, 1871.

Chapter 1093. An act for the benefit of the Gas Company of Paris. Approved January 18, 1871.

Chapter 1094. An act to authorize the St. Louis and Iron Mountain Railroad Company to extend their railroad through the city of Columbus. Approved January 18, 1871.

Chapter 1095. An act for the benefit of Elizabeth Quinby and the children of John Quinby, deceased. Approved January 18, 1871.

Chapter 1096. An act for the benefit of Dennis Mulligan, of Lexington. Approved January 18, 1871.

Chapter 1097. An act to amend the charter of the town of Clayville, in Webster county. Approved January 18, 1871.

Chapter 1098. An act to amend the charter of the town of Sharpsburg, in Bath county. Approved January 18, 1871.

Chapter 1099. An act to amend the charter of the town of Dixon, in Webster county. Approved January 18, 1871.

Chapter 1100. An act to amend the city charter of Covington. Approved January 18, 1871.

Chapter 1101. An act in relation to stationery furnished members of the General Assembly. Approved January 18, 1871.

Said act reads as follows:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky,* That the act, entitled "An act in relation to stationery furnished members of the General Assembly," approved March 16th, 1869, be, and hereby is, applied to the present adjourned session of the General Assembly, and that each member of the General Assembly, including the Lieutenant Governor, shall, for this adjourned session, be allowed and receive the amount in said act provided for in lieu of stationery heretofore furnished members of the General Assembly, and that five dollars additional shall be allowed under this act to each chairman of the several committees of the two Houses, all to be paid out of any money in the Treasury not otherwise appropriated.

§ 2. This act shall be in force from its passage.

Chapter 1102. An act to incorporate the German Bundes Lodge, No. 141, D. O. H., in the city of Louisville. Approved January 19, 1871.

Chapter 1103. An act to abolish the court of common pleas in Webster county. Approved January 19, 1871.

Said act reads as follows:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky,* That so much of an act, entitled "An act to establish a court of common pleas in the first, third, and fourth judicial districts," approved February 5th, 1867, as establishes a court of common pleas in Webster county be, and the same is hereby, repealed, and said court in said county is hereby abolished.

§ 2. That the circuit court of Webster county shall hereafter have jurisdiction of all actions, motions, proceedings, and other business of which said court of common pleas had jurisdiction under said act, approved February 5th, 1867, and of all such actions, motions, proceedings, and other business as may hereafter arise.

§ 3. That all actions, motions, proceedings, and other business now pending in said court of common pleas are hereby transferred to the circuit court of said county, and it is hereby made the duty of the clerk of said circuit court to transmit to, and deposit in the circuit court clerk's office of said county all the papers in all actions, motions, proceedings, and other business now pending in said court of common pleas; and all actions, motions, proceedings, and other business now pending in said court of common pleas shall be placed on the docket of the circuit court of said county, in the same manner as if originally brought in said court; and said court shall have full power and authority to hear and determine the same. The said circuit court shall have full power to hear and determine all motions, actions, proceedings, or other business that may arise out of any proceedings or actions that may have been tried in said court of common pleas, and which, but for this act, would have been instituted in said court of common pleas.

§ 4. That the records of said court of common pleas shall be deemed records of said circuit court of said county as fully and to all intents and purposes as if they had originally belonged to said circuit court, and it shall have the same power over them, and of all proceedings growing out of them, in like manner as of its own records; and the clerk and judge of said circuit court shall have full power to certify copies of the same.

§ 5. All acts and parts of acts inconsistent with this act are hereby repealed.

§ 6. This act shall take effect and be in force from and after the 1st day of March next.

Chapter 1104. An act to amend the 11th section of the 13th chapter of the Revised Statutes, title "Change of Venue." Approved January 19, 1871.

Said act reads as follows:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky,* That the 11th section of the 13th chapter of the Revised Statutes of Kentucky, title "Change of Venue," be amended as follows: Sec. 1. If the party desiring a change of venue be an infant, the petition for a change of venue may be signed by his or her statutory guardian, guardian *ad litem*, or next friend. If the party is a person of unsound mind the petition may be sworn to by his or her committee or attorney. If the party desiring a change of venue is a non-resident of the State the petition may be sworn to by his or her agent or attorney, and the petition so sworn to shall entitle the person desiring it to a change of venue in the same as if sworn to by the party himself.

§ 2. This act shall take effect from its passage.

Chapter 1105. An act for the benefit of the sheriff of Lyon county.

[Court of claims of said county allowed to fix compensation of sheriff for the collection of the Elizabethtown and Paducah Railroad tax in said county.] Approved January 19, 1871.

Chapter 1106. An act for the benefit of the sheriff of Caldwell county.

[Court of claims of said county may fix compensation of sheriff for collecting Elizabethtown and Paducah Railroad tax.] Approved January 19, 1871.

Chapter 1107. An act for the benefit of the citizens of Uniontown. Approved January 19, 1871.

Chapter 1108. An act for the benefit of the citizens of Morganfield. Approved January 19, 1871.

Chapter 1109. An act to amend the charter of Middletown. Approved January 19, 1871.

Chapter 1110. An act to amend the charter of the Burdett County Turnpike Road Company. Approved January 20, 1871.

Chapter 1111. An act to amend the charter of the Henry, Oldham, and Jefferson Turnpike Road Company. Approved January 20, 1871.

Chapter 1112. An act to extend the time of building fire-proof vaults in Barren county. [Extended for two years.] Approved January 20, 1871.

Chapter 1113. An act to amend an act, entitled "An act in relation to the collection of taxes in Bourbon county in aid of the Maysville and Lexington Railroad Company, Northern Division," approved 21st March, 1870. Approved January 20, 1871.

Chapter 1114. An act to amend an act, entitled "An act to incorporate the Church of the Messiah, of Louisville." Approved January 21, 1871.

Chapter 1115. An act to amend an act, entitled "An act to incorporate the Preachers' Aid Society of the Louisville Conference of the Methodist Episcopal Church, South," approved January 21, 1871.

Chapter 1116. An act to amend an act, entitled "An act to amend an act, entitled 'Attorneys' of the Revised Statutes,' approved January 26th, 1866. Approved January 21, 1871.

Said act reads as follows:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky,* That section one of an act, entitled "An act to amend chapter four, article one, title 'Attorneys' of the Revised Statutes," approved January 26th, 1866, be so amended that attorneys at law, when he or they have been employed by either the plaintiff or defendant in any action which is prosecuted by him or them to recovery, shall have a lien upon any property, either personal or real, which may be recovered in any such action for the amount of any fee which may have been agreed upon by the parties, or, in the absence of such agreement, for a fair and reasonable fee for the services of such attorney.

§ 2. This act shall take effect from its passage.

Chapter 1117. An act to amend an act, entitled "An act to establish the town of Beatty, in the county of Owensley." Approved January 21, 1871.

Chapter 1118. An act to change the county line of Whitley county.

[So changed as to include that portion of said county known as the "South American District," in the county of Josh Bell, provided a majority of the lawful voters in said district agree to the change.] Approved January 21, 1871.

Chapter 1119. An act to amend the charter of the Louisville Furniture Manufacturing Company. Approved January 21, 1871.

Chapter 1120. An act for the benefit of certain children of Meredith Miller, deceased, a free man of color. Approved January 21, 1871.

Chapter 1121. An act to authorize the trustees holding the legal title to the parsonage of the Christian Church at Paris to sell the same and reinvest the proceeds. Approved January 21, 1871.

Chapter 1122. An act to amend an act, entitled "An act to incorporate the Richmond and Lexington Railroad Company," approved March 2, 1867. Approved January 21, 1871.

Chapter 1123. An act declaring Bull-skin creek, in Clay county, a navigable stream from its mouth to the forks of said creek. Approved January 21, 1871.

Chapter 1124. An act for the benefit of Thomas D. Grundy, of McCracken county. Approved January 24, 1871.

Chapter 1125. An act to amend the charter of the Union Mills Turnpike Road Company. Approved January 24, 1871.

Chapter 1126. An act for the benefit of the Cynthia, Paddy's Run, and Lair's Station Turnpike Road Company. Approved January 24, 1871.

Chapter 1127. An act for the benefit of the Cynthia and Connersville Turnpike Road Company. Approved January 24, 1871.

Chapter 1128. An act to amend an act, entitled "An act to incorporate the Dividing Ridge Turnpike Road Company, in Mason county," approved March 9, 1868. Approved January 24, 1871.

Chapter 1129. An act to legalize the proceedings of the Barren county court in reference to the estate of John D. Courts, deceased, and for other purposes. Approved January 24, 1871.

Chapter 1130. An act to amend the charter of the Owensville and Wyoming Turnpike Road Company. Approved January 24, 1871.

Chapter 1131. An act to amend the charter of the Eminence and Ballard'sville Turnpike Road Company. Approved January 24, 1871.

Chapter 1132. An act in relation to the fees of sheriffs. Approved January 24, 1871.

Said act reads as follows:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky,* That hereafter the fees allowed sheriffs shall be the same as provided in the provisions of an act, entitled "An act to fix the fees of sheriffs," approved February 4th, 1865.

§ 2. This act shall take effect and be in force from and after the 25th day of January, 1871.

Chapter 1133. An act for the benefit of the Paris and Clintonville Turnpike Road Company. Approved January 24, 1871.

Chapter 1134. An act to authorize the county court of Todd county to levy a tax to discharge the indebtedness of said county.

[May increase the levy one dollar for each taxable and levy an *ad valorem* tax annually not exceeding ten cents on the \$100 of property in said county liable to taxation for revenue purposes; said tax to be used in the payment of the debt of said county, and not to be levied or collected as other taxes.] Approved January 24, 1871.

Chapter 1135. An act to authorize the county court of Perry county to issue bonds to pay off the present indebtedness of said county.

[May issue bonds to amount of \$10,000 for purpose of paying indebtedness of county; bonds to bear seven per cent. interest, to be paid annually, and shall have six years to run, and be redeemable at pleasure of county; bonds may be issued in sums not less than \$100; county court may prescribe form of bonds, and appoint a commissioner to sell same; county court to make arrangement for payment of the interest and principal of said bonds, and for that purpose may levy an *ad valorem* tax not exceeding twenty cents on the \$100, to be levied and collected as other taxes.] Approved January 24, 1871.

Chapter 1136. An act to amend the charter of the town of New Market, in Marion county. Approved January 24, 1871.

Chapter 1137. An act to amend an act, entitled "An act to incorporate the Traders' Bank," approved February 13th, 1867. Approved January 24, 1871.

Chapter 1138. An act for the benefit of Wm. J. Mayo and Gilbert Akers, securities for Alexander W. Cecil, late sheriff of Floyd county. Approved January 24, 1871.

Chapter 1139. An act to amend and reduce into one the several acts in relation to the road law of Greenup county. Approved January 24, 1871.

Chapter 1140. An act to authorize the county judge of Ohio county to sign certain orders, and to legalize the same.

[Authorized and empowered to sign certain orders made on the 20th day of April, 1869, and said orders are hereby legalized.] Approved January 26, 1871.

Chapter 1141. An act to amend an act, entitled "An act to incorporate Cave Hill Cemetery," approved January 24, 1871.

Chapter 1142. An act concerning the police court of the town of Winchester, Clark county. Approved January 26, 1871.

Chapter 1143. An act to amend an act, approved 20th of December, 1865, entitled "An act to amend section 1, article 3, chapter 47 of the Revised Statutes." Approved January 26, 1871.

Said act reads as follows:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky,* That section 3 of an act, entitled "An act to amend section 1, article 3, chapter 47 of the Revised Statutes," approved December 20th, 1865, be, and the same is hereby, amended so as to permit a court to hear and decide all cases coming under the provisions of said act of December 20th, 1865, or the court may, in its discretion, order a jury to try the facts.

§ 2. This act shall be in force from its passage.

Chapter 1144. An act to amend the charter of the Owensboro and Ross Mill Turnpike Road Company. Approved January 26, 1871.

Chapter 1145. An act for the benefit of certain turnpike roads. Approved January 26, 1871.

Said act reads as follows:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky,* That any turnpike road company in this Commonwealth, excepting those to which the State has contributed means to aid in their construction, may, whenever a new line of turnpike road is proposed to be built, or is in course of construction, which shall connect with their road, aid in the construction of said new line of road by taking such amount of stock as a majority of stockholders in interest may deem proper.

§ 2. That upon the application of two or more of the stockholders in any turnpike road company, the restrictions of section one, to the president or chairman of their company, for the purpose of taking stock in any connecting turnpike company, he shall order an election to be held for the purpose of taking the sense of the stockholders upon the proposition so submitted; and if a majority of the stock in the road shall be voted in its favor, then he shall make such subscription, and cause it to be paid, from time to time, as it may be called for by the company in whose favor the subscription is made.

§ 3. That the president or chairman shall cause three or more written notices to be put up at their toll gate or gates, or other points along the line of their road, which shall specify the time and place of meeting of the stockholders, together with its objects, which notices shall be posted ten days prior to the meeting.

§ 4. That the election shall be held in the same manner as those for election of president and directors, or for managers.

§ 5. That this act shall take effect from its passage.

Chapter 1146. An act to authorize the county court of Knox county to issue bonds to raise money to erect a court-house and other public buildings in said county.

[May issue bonds not exceeding \$12,500, and from time to time renew the same until paid; said bonds made payable ten years from date, and bearing interest not exceeding ten per cent., which interest and ten per cent. of the principal shall be paid annually; and an annual tax not exceeding twenty cents on the \$100 to be collected for that purpose. County judge to cause bonds to be recorded, showing amount and date of each, when due, and to whom issued. To enable court to pay said bonds and interest may increase county levy not exceeding twenty cents on the \$100 of property subject to State taxation. County court may appoint commissioners to receive money from sheriff and pay out the same.] Approved January 26, 1871.

Chapter 1147. An act to amend an act, entitled "An act to authorize the Fulton county court to levy and collect a tax in said county to repair the court-house in said county," approved January 26, 1870.

[So amended as to apply to county jail also.] Approved January 26, 1871.

Chapter 1148. An act to authorize the city of Newport to supply itself and others with pipe water, and to establish water-works. Approved January 26, 1871.

Chapter 1149. An act to authorize the Owen county court to subscribe stock in the Owen and Stamping Ground Turnpike Road Company. Approved January 26, 1871.

Chapter 1150. An act to authorize the Mercer county court to provide for the payment of the indebtedness of said county.

[May issue bonds to amount of \$10,000 for purposes, and also the fund known as the "jail fund," for payment of said indebtedness; or if not deemed advisable to use the above named funds, may levy an *ad valorem* tax of twenty-five cents on the \$100 for that purpose.] Approved January 26, 1871.

Chapter 1151. An act legalizing the sale of the old jail in the town of Owenot. Approved January 26, 1871.

Chapter 1152. An act legalizing certain proceedings of the Owen county court.

Chapter 1153. An act to authorize the sale of the Presbyterian Church buildings, parsonage, and lots belonging to said church in the town of Greenville. Approved January 26, 1871.

Chapter 1154. An act for the benefit of the New Liberty and Owenot Turnpike Road Company. Approved January 26, 1871.

Chapter 1155. An act to amend the charter of the Flemingburg and Upper Blue Lick Turnpike Road Company. Approved January 26, 1871.

Chapter 1156. An act to repeal an act, entitled "An act to prohibit the sale or vending of vinous, spirituous, or malt liquors in the town of Blainville, in Ballard county," approved March 8, 1870. Approved January 26, 1871.

Chapter 1157. An act to amend the charter of the Bardonia and Bloomfield Turnpike Road Company. Approved January 26, 1871.

Chapter 1158. An act to extend the boundary of the town of South Carrollton. Approved January 26, 1871.

Chapter 1159. An act to provide for the establishment of the line between Franklin and Owen counties.

[County judges of said counties to appoint three commissioners each, with one practical surveyor, whose duty it shall be to survey and establish the line between said counties, and make report to their respective county courts, which reports, when confirmed, shall be entered of record, and shall be the permanent line between the two counties. County court of each county to pay a just compensation to the above said commissioners and surveyor.] Approved January 28, 1871.

Chapter 1160. An act relating to school district No. 14, in Simpson county. Approved January 28, 1871.

Chapter 1161. An act to change the time for holding the Garrard circuit court.

[Hereafter to commence on the third Monday in January of each year, and continue sixteen judicial days, and on the second Monday in July, and continue sixteen judicial days, if the business shall require it. The present time for holding the special equity term of said court shall be changed to commence on the second Monday in October of each year, and continue six judicial days if the business shall require it. This act to take effect after the next April term of said court.] Approved January 28, 1871.

Chapter 1162. An act for the benefit of H. M. Wade, late sheriff of Marshall county. Approved January 28, 1871.

Chapter 1163. An act to regulate the holding of the special term of the Bourbon circuit court.

[Shall hereafter be held in said county, commencing on the second Monday in January of each year, and continuing six judicial days, a court for the trial of criminal and penal cases and equitable actions; all acts authorizing the holding of a circuit court on the second Monday in July are hereby repealed, provided the court shall be held in July next, as now required by law. This act shall take effect on the 17th day of July, 1871.] Approved January 28, 1871.

Chapter 1164. An act to amend the Florence and Independence Turnpike Road charter. Approved January 28, 1871.

Chapter 1165. An act to amend an act, entitled "An act to incorporate the Shelby County Agricultural and Mechanical Association." Approved January 28, 1871.

Chapter 1166. An act to amend an act (approved March 1

company, belong to its stockholders, shall be set aside and invested by said receiver in such mortgages as are authorized, and the same shall be in the hands of said receiver, as a contingent fund, and scrip therefor shall be issued by said receiver to said stockholders respectively, in proportion to their respective shares, bearing six per cent. interest, and payable on the final settlement of the affairs of said company, as herein provided. The remainder of such surplus, if the company be a stock company, and the whole of such surplus, if it be a mutual company, shall be disposed of as follows: One quarter of such remainder shall be reserved by said receiver, and invested by him in such securities as are authorized to be deposited by life insurance companies in the Insurance Department by this act as a contingent fund, for which scrip shall be issued by said receiver to all policy-holders entitled under policies to share in the surplus of said company. Said scrip shall bear interest at the rate of six per cent. per annum, payable annually, and shall be redeemable on the maturity of the respective policies to which said scrip may be related. The remaining three quarters of said surplus shall be paid to said receiver within one year from said first day of January to said policy-holders respectively, in lawful money of the United States. But no scrip shall be issued for any fractional part of a dollar; and any scrip so issued may, at any time, be called in and canceled by said receiver, without payment, if necessary to better secure the remaining obligations of said company; and all scrip so issued shall have printed thereon a clause to this effect: If, on the final accounting of said receiver, after the liquidation of all the obligations of said company, as herein provided, and, in case of a joint stock company, the return to the respective stockholders of their respective amounts of stock, and the scrip issued to them under this act, there shall remain a surplus in the hands of said receiver, it shall be divided by him among said stockholders, if a stock company, proportionately to their respective shares, as provided by the charter of said company, and the balance of said surplus among the last ten policy-holders of said company, or their legal representatives, in proportion to the amount of their said respective policies.

§ 11. The receiver of any company under this act shall have all the powers incident to the successful management of its affairs, and, to that end, authority to purchase policies issued by said company, and to make any compromise in the settlement of its outstanding obligations, and to use the corporate seal of said company, whenever necessary, in the transaction of the business of its receivership.

§ 12. The compensation of the receiver under this act shall be fixed by the Commissioner of the Insurance Department, and shall not exceed the sum of five per cent. on the amount of the assets of said company as shall come into his possession. The receiver may employ such clerks and actuaries as he may deem necessary for the proper conducting of his business as such receiver; and the said clerks and actuaries shall be paid such reasonable compensation as he may determine, subject, however, to the approval of the Commissioner of the Insurance Department, all of which compensation to said receiver, clerks, and actuaries, shall be a charge on the funds of such company, and paid out of the said funds.

§ 13. It shall be the duty of every insurance company having securities deposited in the office of the Commissioner of the Insurance Department of this State, under this act, once or more during each calendar year, and at such time or times during the ordinary business hours as said insurance company may select, to examine and compare such securities with the books of said department; and, if found correct, to execute to the Commissioner of the Insurance Department a receipt or certificate, setting forth in the same the different amounts thereof, and that the same are in the possession and custody of the Commissioner at the date of such receipt.

§ 14. The Legislature hereby retains the right to alter, amend, or repeal this act at pleasure.

§ 15. This act shall take effect from its passage.

Chapter 1947. An act to incorporate the Public Library of Kentucky. [Became a law March 16, 1871, the Governor having failed to return the same to the Legislature within the time required by the Constitution.]

Chapter 1948. An act directing the purchase of Collins' Historical Sketches of Kentucky. [Became a law March 20, 1871, the Governor having failed to return the same to the Legislature within the time required by the Constitution.]

Said act reads as follows:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the Superintendent of Public Instruction be, and he is hereby, directed to purchase of Richard H. Collins, for the use of this Commonwealth, such number of copies, at the price of four dollars each, of his recent and enlarged edition of "Common School Library" of Kentucky, as shall be sufficient to supply one copy thereof to each common school district in the State, for the use of the children of said district, and as a foundation for the district library contemplated by article 9, of "An act to revise, amend, and reduce into one the laws relating to the common schools of Kentucky," approved March 21, 1870, portions of which history are to be read to them every day by their teacher, or as a reading lesson by the older scholars and better readers: Provided, That where cities and towns, for convenience, are reported and treated as one district, said district shall be supplied with as many copies of said book as shall equal one for each separate school-room of children over ten years of age, having a separate teacher.

§ 2. That as said books are delivered to said Superintendent at his office in Frankfort, he shall examine them; or he may elect to examine and receive them at the publisher's office or bindery; and if they are well bound in law binding, in the style of the Kentucky Reports (except that the leather may be colored or sprinkled as such books are usually done), and in good order, and with the words "Common School Library" stamped in gilt letters upon the back, and with a printed label upon the inside of each cover or lid, showing the number and county of each district respectively; and if the same contain not less than seven hundred and twenty pages, with a map of the State, embracing all the counties, and with sixty or more engravings, then he shall certify to the Auditor of Public Accounts the number delivered at each delivery, and the said Auditor is hereby required to issue his warrant upon the Treasurer for the price of the same, payable out of the fifteen-cent tax for school purposes levied and collected in 1871, until one half of the whole number is thus paid for, and for the remaining one half payable out of the tax collected in 1872: Provided, That if, at the annual election for school trustees, on the first Saturday in April, 1871, any school district should by vote decide not to purchase said book, and should certify said vote officially through the county commissioner to the Superintendent of Public Instruction, then said Superintendent shall not purchase a copy of said book for said district, nor use any portion of their pro rata in payment of same: Provided further, It shall be the duty of the Superintendent of Public Instruction to notify the commissioners of common schools of the various counties of the passage of this act, and they shall notify the trustees of the school districts of their county of the same, previous to the first Saturday in April, 1871.

§ 3. That to aid him in the completion of the said work, the rights and privileges of the State Library be extended to said Collins; and he be authorized to withdraw therefrom one copy of each document printed for the State since the year 1830: Provided, He give bond for their safe return within two years (five and unavoidable accidents excepted); said bond payable to the Secretary of State, for the use of the Commonwealth, in such penalty as he may affix, and which may be enforced by suit in the Franklin circuit court.

§ 4. This act shall take effect from its passage.

Chapter 1949. An act to incorporate the town of Sanders, in Gallatin county. [Became a law March 22, 1871, the Governor having failed to return the same to the Legislature within the time required by the Constitution.]

Chapter 1950. An act for the better organization of public schools in the city of Lexington. [Became a law March 23, 1871, the Governor having failed to return the same to the Legislature within the time required by the Constitution.]

Chapter 1951. An act to authorize the Fayette county court to appropriate money. [Became a law March 23, 1871, the Governor having failed to return the same to the Legislature within the time required by the Constitution.]

Chapter 1952. An act to reduce into one the several acts in regard to the town of Somerset. [Became a law March 23, 1871, the Governor having failed to return the same to the Legislature within the time required by the Constitution.]

RESOLUTIONS.

No. 32. Resolution in regard to firing salute in honor of January 8th. Approved January 10, 1871.

No. 33. Resolution in regard to pensioning soldiers of the war of 1812. Approved January 26, 1871.

Said resolution reads as follows:

WHEREAS, It has been the practice of the General Government, since the termination of the Revolutionary War, to provide for its wounded soldiers by semi-annual payments as pensions, and for all other soldiers, their widows and orphans, on account of wounds received in the service of the United States, in all other wars; and whereas, suitable provision was made by placing all the regular soldiery of the Revolutionary War upon the pension roll as far back as 1818; and the militia of that war as far back as 1832; and whereas, no acknowledgment has been made, as yet, by the General Government of the arduous, important, and patriotic services rendered by the soldiery of the late war with Great Britain, composed in a great part of the very best men of the land, who, for their country's good, braved danger and all other hardships incident to the service, rallying at the call of their country; and although there remains but few yet living, the duty of the Government becomes more imperative now to acknowledge their patriotism, and alleviate their sufferings, by providing the same remuneration given to the veterans of the Revolution, in placing them upon the pension roll of the United States; therefore,

Be it resolved by the General Assembly of the Commonwealth of Kentucky, That our Senators in Congress be instructed, and our Representatives requested, to rot for, and by all honorable means secure, the passage of an act of Congress providing pensions for the soldiers of the war of 1812 with Great Britain.

No. 34. Resolution regarding installation of P. H. Leslie as Governor of Kentucky. Approved February 13, 1871.

No. 35. Resolution of instruction to certain committees of Senate and House of Representatives with regard to supplying deficit in Sinking Fund, &c. Approved February 22, 1871.

No. 36. Resolution requesting Governor to have salute fired on 22d February. Approved February 23, 1871.

No. 37. Resolution in relation to removal of political disabilities. Approved February 23, 1871.

Said resolution reads as follows:

WHEREAS, We believe that the restoration of civil and political privileges, at this time, to all those now resting under them by reason of any laws or Constitutions whatsoever, can bring no detriment to the Federal Government, nor injury to the people; therefore,

Be it resolved by the General Assembly of the Commonwealth of Kentucky, That we respectfully request the Congress of the United States to pass a law of general amnesty, removing from all those engaged in the late civil war in opposition to the General Government, all civil and political disabilities under which they may rest by reason of any oaths, laws, or Constitutions whatsoever.

Resolved, That the Secretary of State be requested to forward a copy of this resolution to the Speaker of both Houses of Congress, to be read before that body.

No. 38. Resolution requesting Insurance Commissioner to make investigation of the affairs of certain insurance companies. Approved February 23, 1871.

Said resolution reads as follows:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Commissioner of Insurance report to this General Assembly, if he has the necessary information, the following facts in regard to the Kentucky, Globe, and Hope Insurance Companies:

1. Amount of policies outstanding in each company.
2. Amount of premium notes held by each company.
3. When all policies in each company expire.
4. Amount of money collected from policy-holders in each company since the appointment of the receivers.
5. Amount of losses adjusted and unpaid at the time the receivers were appointed.
6. Amount of loss call upon the policy-holders.
7. Amount of losses incurred by each company since the receivers were appointed.
8. Amount paid policy-holders for losses since the receivers were appointed.
9. Amount paid out to clerks, lawyers, and other persons not policy-holders.
10. Amount of money of each company now in the hands of receivers.
11. Amount of adjusted losses unpaid.

No. 39. Resolution instructing our Senators and requesting our Representatives in Congress to oppose the passage of the Cincinnati Southern Railway Bill. Approved March 2, 1871.

No. 40. Resolution to purchase Cain's portrait of Chief Justice Robertson. Approved March 9, 1871.

Said resolution reads as follows:

WHEREAS, Master Nevil Cain, a young artist of great promise, a native of Kentucky, has, at the suggestion of the friends and admirers of Chief Justice Robertson, produced a fine portrait of that distinguished jurist; and whereas, it is desirable that the State of Kentucky should procure the same in order that it may be preserved in memory of that illustrious man; therefore,

Resolved by the General Assembly of the Commonwealth of Kentucky, That the said portrait be purchased by the Governor for the State, at the price of five hundred dollars (\$500), and the Auditor of Public Accounts shall draw his warrant on the Treasurer in favor of said Nevil Cain for said sum, to be paid out of any money in the Treasury not otherwise appropriated, and that said portrait be carefully preserved in the court-room in the Capitol.

No. 41. Resolution in relation to claims against United States Government for tolls on Green and Barren rivers. Approved March 9, 1871.

Said resolution reads as follows:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Governor be authorized to appoint a special agent to collect any and all claims due from the Federal Government to the State of Kentucky for tolls and transportation over Green and Barren rivers during the war; and that a special contract be made by the Governor with such agent, and the compensation for his services shall be paid out of the amounts received on the above named claims, and that such money, when collected, be paid into the Treasury of this Commonwealth.

No. 42. Resolution in relation to a final adjournment of the present General Assembly. Approved March 15, 1871.

No. 43. Resolution to print report of engineers of Big Sandy river. Approved March 15, 1871.

Said resolution reads as follows:

WHEREAS, We have learned of the recent arrival in the United States of O'Donovan Rossa and his companions, exiles from Ireland, who, after signaling their devotion to their

country, suffered a long imprisonment for their efforts to secure its liberty and independence; and whereas, the General Assembly is desirous of manifesting respect for his personal worth and eminent public services; therefore,

1. Be it resolved by the General Assembly of the Commonwealth of Kentucky, That in the death of Hon. Daniel Breck society has lost a noble and talented gentleman; the bar one of its brightest ornaments; the cause of education and internal improvements one of its ablest and most earnest advocates, and our country a patriot who has ever endeavored to promote its best interests.

2. Resolved, That in the various offices of public trust that he has filled in this State and in the Nation, both as Representative in the Legislature and Judge of the Court of Appeals of Kentucky, and as a member of the Congress of the United States, he was the peer of any of his associates; and by his zeal and energy and intellect reflected honor upon himself, his constituents, and his country.

3. Resolved, That these resolutions be spread upon the Journals of the Senate and House of Representatives, and a copy of them be forwarded to the family of the deceased by the Secretary of State.

No. 46. Resolution of thanks to the Democracy of New Hampshire for the victory won in their recent State elections, and congratulating the country in consideration thereof. Approved March 21, 1871.

Said resolution reads as follows:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the hearty thanks of the Democratic party throughout the Union are due to the gallant Democracy of New Hampshire, for the heroic battle fought and glorious victory won in their recent State elections. That we hail it not only as an emphatic veto upon the foul usurpations and corrupt and subversive policy of the dominant party now administering the Federal Government, but as an earnest of the signal triumph that awaits truth over error in the approaching Presidential election; and we congratulate ourselves and the entire country at the renewal of self-government, and are ready and willing to desert and denounce the standard of a mercenary military despotism, and rally around and maintain intact their rightful and inalienable heritage of constitutional liberty.

Resolved, That the Secretary of State transmit a copy of this resolution to the Governor elect of the State of New Hampshire.

No. 47. Resolution rescinding former resolution to adjourn, and fixing another day for final adjournment of this General Assembly. Approved March 22, 1871.

No. 48. Resolution to print and distribute, in pamphlet form, the general laws passed at the present session of the General Assembly. Approved March 22, 1871.

UNSIGNED BILLS.

The following bills are in the hands of the Governor unsigned, viz:

An act for the benefit of George Mantle, of Blount county.

An act authorizing the county court judge of Madison county to grant a license to Richard H. Lamb to retail ardent spirits.

An act for the benefit of Joel W. Sallee.

An act for the benefit of Gen. E. Kirby Smith.

An act for the benefit of H. W. Conway, of Nicholas county.

An act for the benefit of James Faircloth, of Mercer county.

An act to incorporate the District of Hayfield, in Campbell county.

An act to amend and reduce into one the acts incorporating the town of Paintsville.

VETOED BILLS.

The following bills were vetoed during the present session, viz:

An act to amend the charter of the town of Midway, in Woodford county.

An act to repeal the charter and amended charter, and incorporate the town of Millersburg.

An act for the benefit of the securities of H. P. Bozarth, late sheriff of Grayson county.

An act to amend and reduce into one the several acts in relation to the town of Murray, and for other purposes.

An act for the benefit of Benjamin Evans, of Garrard county.

An act for the benefit of the county judges of Webster and Mason counties.

An act to authorize the Fayette county court to pay out of the county funds the expenses of certain officers incurred in the United States district and circuit courts.

An act to appropriate certain moneys due by the county of Wayne to the Public Treasury, in aid of the construction of a certain turnpike road.

An act to protect the owners of stock on the Mobile and Ohio Railroad.

An act to amend an act, entitled "An act to amend chapter 15, title 10, Civil Code of Practice," approved March 16th, 1869—to apply to the county of Mercer.

An act to incorporate the Southern and Western Real Estate Company.

An act for the benefit of J. C. Calhoun, sheriff of McCracken county.

An act for the benefit of H. B. Elrod, of the county of Warren.

TO ADVERTISERS.

The Yeoman offers a superior medium to advertisers who wish to reach every part of the State, no paper in Kentucky having so general a circulation.

Subscriptions and advertisements solicited. Specimen copies furnished gratis.

CHARTERS.—The last Legislature passed a great many acts of incorporation and acts to amend and reduce into one all the acts concerning sundry towns and cities in this Commonwealth, and as we are about to begin the printing of the acts, we would suggest to companies, towns, and cities, which want their charters printed, that they can save a good deal of expense by contracting with S. I. M. Major, Yeoman Office, Frankfort, Kentucky, for their printing now, as thereby they can save the expense of the type-setting, which is usually a large per cent. of the cost.

PUBLIC ACTS.—We will furnish, postage paid, a pamphlet copy of the Public Acts of any session of the Legislature since the publication of Myers' Supplement (1866), for one dollar. Address S. I. M. Major, Yeoman Office, Frankfort, Kentucky.

AMONG THE INDIANS.—Lieutenant Herndon tells us that no tribes of aborigines are found in the deepest forests of South America, from the Andes to the Atlantic coast, that do not have and use Doctor Ayre's medicine and Lowell's cottons. "Tremont," "Suffolk," "Boott," as seen stamped in large red and blue letters upon their garments, while Ayre's Pills and Cherry Pectoral are among the treasures of their habitations. Their native soil furnishes them all their food and most of their remedies, but they suffer from some afflictions which must have the interposition of higher skill.—Sentinel, Liberty, Va.

THE KENTUCKY YEOMAN.

The editor of the Yeoman takes advantage of this large issue of its supplement to say a word in its behalf to those into whose hands it will fall. It will go to every member of the General Assembly, each Senator of which will receive 100 copies for distribution, and each Representative 25. From all who may receive it we ask some aid in extending the circulation of the Yeoman. It goes now to every county in the State, but we want ten copies to go where one goes now.

It is a Democratic paper, the oldest of that creed, as a continuous publication, in the State. It is published at the Capital of the State, giving it superior facilities for the dissemination of valuable and reliable public information of State interest.

To the lawyer it is of special value, and should be in the hands of every one in the State, as it publishes regularly the decisions and proceedings of the Court of Appeals. Every circuit judge should take it. Every county clerk should take it. Every county court clerk should take it. Every sheriff should take it. Every Democratic County Committee should take it. Every Democrat should take it.

A NEW FEATURE.

A new feature has been added to the Yeoman, which makes it of special interest to school trustees and teachers. The remodeling of our new common school system by the General Assembly leaves a great many details to be arranged and explained by the Superintendent. This efficient officer, Rev. Z. F. Smith, has engaged to edit one column each week, in which he will communicate, from time to time, all information necessary to the elucidation of the system. It will be the aim of the editor of the Yeoman to make this a permanent feature of the paper, and thus give it a peculiar interest to the trustees and teachers of the common schools. The Weekly Yeoman is specially commended to their attention.

The Tri-weekly is furnished at \$5 per annum, yearly, subscribers receiving, without extra charge, the daily during the session of the Legislature.

The Weekly is furnished at \$2.00 per annum, and is one of the largest and best papers published in the State, having, in addition to other interesting matter, an agricultural column, particularly valuable to farmers.

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Payable half yearly in advance.

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It is the intention of the Board of Managers, and incorporators of this School, among whom are many of the first citizens of Frankfort and Franklin county, to make it equal in all respects to any in the country. Teachers of the highest order of talents and skill, as instructors, will have charge of the several departments. Superior accommodations will be provided for pupils from a distance. All applications for admission must be made to the Treasurer.

Further information may be obtained by addressing the President, or any one of the Board of Managers.
E. H. TAYLOR, JR., President.
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jan19-dkwf

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OFFICIAL.

Proclamation by the Governor.
\$300 REWARD.
COMMONWEALTH OF KENTUCKY, EXECUTIVE DEPARTMENT.
WHEREAS, IT HAS BEEN MADE KNOWN to me that JOHN SINGLETON stands indicted in Lyon Circuit Court for the murder of Clementine Singleton, and is now a fugitive from justice, going at large;
Now, therefore, I, PRESTON H. LESLIE, Acting Governor of the Commonwealth aforesaid, do hereby offer a reward of THREE HUNDRED DOLLARS for the apprehension of John Singleton, and his delivery to the jailer of Lyon county.

In Testimony Whereof, I have hereunto set my hand and caused the seal of the Commonwealth to be affixed. Done at Frankfort, the 20th day of March, A. D. 1871, and in the 79th year of the Commonwealth.
P. H. LESLIE.
By the Governor: SAMUEL B. CHURCHILL, Secretary of State.

DESCRIPTION.
John Singleton—5 feet 8 inches high; weighs about 150 pounds; yellow hair; blue eyes; 34 years old. mar21-3m

Proclamation by the Governor.
\$500 REWARD.
COMMONWEALTH OF KENTUCKY, EXECUTIVE DEPARTMENT.
WHEREAS, IT HAS BEEN MADE KNOWN to me that THOMAS LANDALE stands indicted in Gallatin Circuit Court for the murder of John H. Lillard, and is now a fugitive from justice, going at large;
Now, therefore, I, PRESTON H. LESLIE, Acting Governor of the Commonwealth aforesaid, do hereby offer a reward of FIVE HUNDRED DOLLARS for the apprehension of said Thomas Landale, and his delivery to the jailer of Gallatin county.

In Testimony Whereof, I have hereunto set my hand, and caused the seal of the Commonwealth to be affixed. Done at Frankfort, the 14th day of March, A. D. 1871, and in the 79th year of the Commonwealth.
P. H. LESLIE.
By the Governor: S. B. CHURCHILL, Secretary of State.

Proclamation by the Governor.
\$900 REWARD.
COMMONWEALTH OF KENTUCKY, EXECUTIVE DEPARTMENT.
WHEREAS, IT HAS BEEN MADE KNOWN to me that JOHN E. HATCHETT, EDWARD B. HATCHETT, and SAMUEL HICKSON stand indicted in Washington Circuit Court with the crime of rape, and are now fugitives from justice, going at large;
Now, therefore, I, PRESTON H. LESLIE, Acting Governor of the Commonwealth of Kentucky, do hereby offer a reward of THREE HUNDRED DOLLARS each for the apprehension of John E. Hatchett, Edward B. Hatchett, and Samuel Hickson, and their delivery to the jailer of Washington county.

In Testimony Whereof, I have hereunto set my hand, and caused the seal of the Commonwealth to be affixed. Done at Frankfort, the 23d day of March, A. D. 1871, and in the 79th year of the Commonwealth.
P. H. LESLIE.
By the Governor: SAMUEL B. CHURCHILL, Secretary of State.

DESCRIPTION.
John E. Hatchett—aged 28 years; 5 feet 11 inches high; fair complexion; sandy hair; and whiskers; fair complexion; blue eyes; speaks as though he had some obstruction in his nose.
Edward B. Hatchett—aged 28 years; 5 feet 11 inches high; fair complexion; light hair and blue eyes; fair complexion; has his right arm amputated above the elbow; and is plainly marked with small-pox.
Samuel Hickson—aged 18 years; 5 feet 8 inches high; weighs about 150 pounds; has light hair and deep blue eyes; quick to speak when spoken to, and has a long tone to his voice. mar3-2m

Proclamation by the Governor.
\$300 REWARD.
COMMONWEALTH OF KENTUCKY, EXECUTIVE DEPARTMENT.
WHEREAS, IT HAS BEEN MADE KNOWN to me that FOUNTAIN WEBB stands charged with the murder of Nicholas Gravitt, on the 6th instant, in Clark county, and is now a fugitive from justice, going at large;
Now, therefore, I, PRESTON H. LESLIE, Acting Governor of the Commonwealth aforesaid, do hereby offer a reward of THREE HUNDRED DOLLARS for the apprehension of said Fountain Webb, and his delivery to the jailer of Clark county.

In Testimony Whereof, I have hereunto set my hand, and caused the seal of the Commonwealth to be affixed. Done at Frankfort, the 14th day of February, A. D. 1871, and in the 79th year of the Commonwealth.
P. H. LESLIE.
By the Governor: SAMUEL B. CHURCHILL, Secretary of State.

DESCRIPTION.
Webb is 36 years old; 5 feet 7 inches high; light hair and blue eyes; weighs about 150 pounds. feb15-3m

Proclamation by the Governor.
\$300 REWARD.
COMMONWEALTH OF KENTUCKY, EXECUTIVE DEPARTMENT.
WHEREAS, IT HAS BEEN MADE KNOWN to me that WILLIAM HOPKINS, WILLIAM MARTIN, and ALFRED NICHOLS are indicted in Lyon Circuit Court for murder of James Stills, and are now fugitives from justice, going at large;
Now, therefore, I, PRESTON H. LESLIE, Acting Governor of the Commonwealth of Kentucky, do hereby offer a reward of THREE HUNDRED DOLLARS each for the apprehension of Wm. Hopkins, Wm. Martin, and Alfred Nichols, and their delivery to the jailer of Lyon county.

In Testimony Whereof, I have hereunto set my hand, and caused the seal of the Commonwealth to be affixed. Done at Frankfort, the 9th day of February, A. D. 1871, and in the 79th year of the Commonwealth.
P. H. LESLIE.
By the Governor: S. B. CHURCHILL, Secretary of State.

DESCRIPTION.
Wm. Hopkins—3 feet 10 inches high; weighs 150 pounds; light hair and blue eyes; 21 years old.
Wm. Martin—6 feet high; weighs 175 pounds; dark hair and eyes; 40 years old.
Alfred Nichols—6 feet high; weighs about 160 pounds; black hair and eyes; 28 years old. mar21-3m

GENERAL LAWS
OF THE
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Passed at the adjourned session of the Legislature of 1869-'70.
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[Continued from First Page.]

injunctions, orders of arrest, attachments, retraining orders, and orders of removal, and to hear and determine the same; and to administer oaths in like manner with judges of the circuit courts, and in all cases in the chancery court judges may do such things out of court as circuit judges may do in like cases pending in the circuit courts.

§ 7. The said chancery court shall have exclusive jurisdiction in each of said counties of all causes by equitable proceedings, where the circuit courts have heretofore had jurisdiction, and concurrent with the circuit court in writs of mandamus and prohibition, and summary proceedings against public officers and attorneys at law; and shall have like power and authority with the circuit court to enforce its judgments, decrees, and orders, and to punish contempt of its authority. It shall have exclusive jurisdiction in said counties of appeals where the circuit court now has, from inferior tribunals, of all causes of exclusive equitable cognizance; and to hear and determine all causes by ordinary proceedings which may be transferred to said chancery court from the circuit court of either of said counties, wherein the judge of the circuit court cannot properly preside; and to remand juries to try the same, and such issues of fact as may be decided by a jury pending before it, as may be directed to be tried by ordinary proceedings; and to summon and compel the attendance of witnesses in all cases and motions where oral evidence may be admissible: *Provided*, That any action or proceeding in said chancery court, wherein the chancellor cannot properly preside, shall be transferred to the circuit court for the proper county, which shall then have jurisdiction of the same, and in no instance shall a special judge be elected to try such cause unless it shall also appear that the circuit judge is also disqualified from presiding therein; nor shall a special judge of said chancery court be elected, where the chancellor is absent, or unable, from any cause, to preside and preside, unless it shall appear that a circuit judge cannot be obtained to preside; and that the business is of a pressing nature; and any circuit judge may preside in said chancery court in case of the absence or inability of the chancellor.

§ 8. No ordinary action, except as before provided, shall be commenced or prosecuted in said chancery court; and if any such action or proceeding be commenced in said court, the court shall, upon the proper motion, order the same to be transferred at the cost of the plaintiff to the circuit court of the proper county; but if judgment shall be rendered in any such action, and the error as to the kind of proceedings adopted shall have been waived, as provided in the Code of Civil Procedure, the court shall not be vacated on the ground of such error, but be enforced as if the same were rendered in the circuit court.

§ 9. The said chancery court may make such rules and regulations as it may deem best for the dispatch of business, not contrary to law, and may enforce the same. The first three days of any term of said court may be devoted to calling over the appearances and making up issues, and causes and motions shall be heard at such times as the court may fix, unless for any reason the same may be passed or continued by agreement or for cause. All causes shall be docketed in the order in which they may be instituted, and days shall be fixed by the court for trial of ordinary issues and actions in ordinary proceedings, which may be transferred from the circuit court; and the court may, by rule, require counsel to file briefs of authorities and points relied on at least one day before the hearing of any cause which may be contested.

§ 10. The present master commissioners in said counties shall remain in office for the terms for which they were respectively appointed, unless sooner removed according to law, and shall be master commissioners of said chancery court, but they shall execute new bonds, with surety, in said court. Examiners to take depositions in each of said counties shall also be appointed by said chancery court; but the said chancery court shall have power to appoint and remove its own master commissioner and receiver as may be necessary, governed by the general laws relating thereto; and nothing herein shall be construed to vacate the offices of the present examiners in said counties.

§ 11. The rules of evidence in said chancery court shall be the same as in like cases in the circuit courts; but the court may, in cases where the parties consent, or justice may demand, or where reasonable notice shall have been given to the opposite party, by filing the same in open court and lodging it among the papers in the cause, hear oral evidence on the trial of any action or proceeding in equity, and shall have power to summon and compel the attendance of witnesses for the purpose of testifying in such cases; and such evidence, and all exceptions thereto, may be made part of the record by bills of evidence and exceptions, as now provided by law in ordinary cases.

§ 12. The record books and necessary furniture for the clerks' offices of said chancery court shall be furnished as in case of circuit courts; and the cities of Newport and Covington shall each be required to prepare a fireproof room, adjacent to the office of the circuit clerk in each of said cities, to keep the records and papers of said chancery court, and the same shall also be the office of the chancellor and of the master commissioner and clerk of said chancery court.

§ 13. The said chancery court shall be held at the usual places of holding circuit courts in the cities of Newport, in Campbell county, and Covington, in Kenton county, and Brooksville, in Bracken county, and Falmouth, in Pendleton county, and terms thereof may be held, when ordered by the chancellor, at Alexandria, in Campbell county, and in any county in Kenton county: *Provided*, That the chancellor may hear causes and motions specially at his office in each county, or at Chambers; and no cause shall be entered as submitted until the same shall have been fully argued; and upon hearing a cause at any other place than the regular place of holding said chancery court, the chancellor shall, in writing, to enter the same submitted, and it shall be so entered.

§ 14. Immediately after the chancellor first elected shall have been commissioned and qualified, he and the circuit judge for said counties of Campbell, Kenton, Bracken, and Pendleton, shall meet, examine the dockets, and jointly direct, by specification in writing, the transfer of causes from the circuit court in each of said counties to the chancery court, and the clerk shall transfer the same accordingly, and file the said direction in the office of the clerk of the circuit court, and a certified copy of the same in the office of the clerk of the chancery court. All suits in equity, pending and undetermined in the circuit court at said time in which the chancellor can properly preside, shall, by said direction, be transferred as aforesaid, as well as ordinary causes pending, in which the circuit judge cannot preside, unless it shall appear in any case, by ordinary proceedings, the chancellor cannot properly preside therein; and the chancery court shall have jurisdiction of all cases so transferred, and the circuit court shall retain jurisdiction of all cases not so transferred: *Provided*, That no cause in equity, pending in the circuit court in which said court may have made orders or rendered judgments or decrees, in whole or in part, settling the rights of parties, and which have been retained on the docket for future proceedings and final disposition; shall be so transferred, unless the circuit judge cannot properly preside therein.

§ 15. Any cause or proceeding may be transferred from the circuit to the chancery court, or from the chancery court to the circuit court, by the consent of the parties, filed in writing, or entered upon the record of either; and in relation to all transfers from the circuit to the chancery court, and all bills or petitions of review, or in the nature thereof, or to vacate judgments in equity of the circuit court, the second section of an act, entitled "An act to amend an act, entitled 'An act concerning the Louisville Chancery Court,'" approved

March 7th, 1854, shall apply to the chancery court hereby established.

§ 16. The regular terms of said court shall be held as follows: In the county of Kenton, commencing on the third Mondays in May, August, November, and February, at Covington; and in the county of Campbell, on the first Mondays in July, October, January, and April, at Newport; in the county of Bracken, on Tuesday, after the first Monday in May and November; and in the county of Pendleton, on the Tuesday after the first Monday in the months of February and August; and each term shall continue as many judicial days as may be necessary to complete its business, so as not to conflict with any other regular term of said court; and the regular term of said court may be changed by the court by an order of record entered at the February term in Kenton, and the January term in Campbell, and the February term in Pendleton county, to take effect more than sixty days thereafter: *And provided*, That the chancellor may order special terms, as in case of circuit courts.

§ 17. When justices shall be necessary in said chancery court, the court shall direct venues to issue to the sheriff, or other proper officer, to summon the same, and they shall be summoned accordingly; and the court may make orders for the payment of jurors who have been empaneled and served more than one day, and such jurors shall be paid accordingly at the termination of the jury trial: *Provided*, That in making such orders the first day of service shall be excluded.

§ 18. The said chancery court shall have power to allow and certify to the Auditor all claims against the Treasury of this State connected with said court.

§ 19. The city councils of the cities of Covington and Newport are hereby authorized and empowered to allow and pay to the chancellor of said court such annual compensation, in addition to that hereinbefore provided for, as such councils may respectively deem just and proper; but such additional compensation shall not be diminished during the term for which any chancellor shall have been elected or appointed.

§ 20. That this act shall take effect from and after its passage.

Chapter 1711. An act incorporating the Montgomery Manufacturing Company. Approved March 20, 1871.

Chapter 1712. An act to amend an act, entitled "An act for the benefit of John T. Jackson," approved March 9, 1867. Approved March 21, 1871.

Chapter 1713. An act for the benefit of the personal representatives of Robert C. Foster, deceased. Approved March 21, 1871.

Chapter 1714. An act to incorporate the College Street Presbyterian Church. Approved March 21, 1871.

Chapter 1715. An act to incorporate the Grayson Springs and Grayson Springs Station Turnpike Road Company, in Grayson county. Approved March 21, 1871.

Chapter 1716. An act to amend the charter of the Bowling Green, Hartford, and Ohio River Railroad Company. Approved March 21, 1871.

Chapter 1717. An act to authorize and provide for the erection of a new court-house and clerks' offices in Fayette county. Approved March 21, 1871.

Chapter 1718. An act in relation to the town of Marshall, in Ohio county. Approved March 21, 1871.

Chapter 1719. An act to incorporate the town of Smith's Grove, in Warren county. Approved March 21, 1871.

Chapter 1720. An act to amend an act, entitled "An act to amend the charter of the Smithfield and Ballardville Turnpike Road Company," approved March 21, 1871.

Chapter 1721. An act to amend the common school law for the county of Jefferson. [Trustees of school districts shall have power to condemn land by writ of *ad quod damnum*, not exceeding two acres for each district, on which to erect school-houses, provided the same shall not be erected within one hundred yards of any dwelling, and shall be located on a public road, or the division line of the land to be condemned. Trustees shall have power to assess a tax on the real estate in their respective districts sufficient to pay for the land and erect school-houses, provided a majority of the qualified voters for trustees, at a regular election for trustees, shall vote in favor of said assessment; and said improvement shall not cost more than \$500 in any one district. Owners of land in any district, who shall voluntarily contribute money to the purchase of land or erection of houses, shall have a credit on their tax bill for the amount so contributed.] Approved March 21, 1871.

Chapter 1722. An act concerning the city court of Louisville. [Duty of the marshal of the city court to settle with and pay over to the treasurer of the city all money due said city on fines and forfeitures in said court at least once in each month; said court to cause said settlement to be made, and enforce payment of such sums as may be due the city from said marshal by rule or other summary process, &c.] Approved March 21, 1871.

Chapter 1723. An act authorizing the Harrison county court to appropriate money to aid in the erection of a new court-house at Clay City, and to levy a tax therefor. [May appropriate such sum as they may deem necessary, and levy an *ad valorem* tax not exceeding fifteen cents on the \$100 in value of the real estate and personal property in the county. This act to continue in force for two years.] Approved March 21, 1871.

Chapter 1724. An act to incorporate the East and Smithfield Turnpike Road Company. Approved March 21, 1871.

Chapter 1725. An act to amend an act, entitled "An act to authorize the Louisville chancery court, the Jefferson circuit and county courts to increase the compensation of the surveyor of Jefferson county in certain cases." [So amended that the surveyor shall be entitled to receive \$15 per day for survey of lands made under order of any court, or upon application of any person, and \$5 per lot for dividing lands, and \$2 per day for attending court to prove any survey. Each commissioner, commissioner to divide lands, and road viewer shall be entitled to \$5 per day, each chain-carrier and marker to \$2 per day. The surveyor shall be authorized to administer oaths to commissioners, chain-carriers, and markers.] Approved March 21, 1871.

Chapter 1726. An act to incorporate the Peed and Johnson Turnpike Road Company. Approved March 21, 1871.

Chapter 1727. An act for the benefit of the Southern Stock Yard Company. Approved March 21, 1871.

Chapter 1728. An act to prevent the destruction of life in Jefferson county. [It shall be unlawful for any one to shoot, trap, or otherwise destroy any forest or field bird in said county; any one offending against this act may be proceeded against as for a misdemeanor, before any justice of the peace, and upon conviction, fined not less than five nor more than twenty dollars for each offense. Nothing in this act shall prevent persons from shooting game, wild ducks, and geese, from the 15th of October to the 1st of February, and snipe from the 1st of February to the 1st of June.] Approved March 21, 1871.

Chapter 1729. An act to amend an act, entitled "An act to incorporate the High Grove and Snyder's Depot Turnpike Road Company." Approved March 21, 1871.

Chapter 1730. An act for the benefit of school district No. 9, in the county of Hancock. Approved March 21, 1871.

Chapter 1731. An act to amend the charter of the town of Carrollton, in Carroll county. Approved March 21, 1871.

Chapter 1732. An act to declare John's creek, in Floyd, Johnson, and Pike counties, a navigable stream. [Declared navigable from its mouth to the forks of the creek, at or near the residence of the widow of Thomas Berins, deceased.] Approved March 21, 1871.

Chapter 1733. An act for the benefit of John M. Fish, of Rockcastle county. Approved March 21, 1871.

Chapter 1734. An act to authorize John B. Goff to erect a boom across Big creek, in Martin county. Approved March 21, 1871.

Chapter 1735. An act for the benefit of

toil-gate keeper in Josh Bell county. Approved March 21, 1871.

Chapter 1736. An act appropriating certain lands to the county of Pendleton. [Appropriates about thirteen acres of land belonging to the State, at Lock No. 5, on Licking river, worth about \$260, to said county, for turpentine purposes.] Approved March 21, 1871.

Chapter 1737. An act to incorporate the New Haven and Howard's Mill Turnpike Road Company. Approved March 21, 1871.

Chapter 1738. An act to mark and define the boundary line between the counties of Muhlenberg and McLean.

[J. C. Moorman and S. P. Love, of Muhlenberg county, and Ben. Plain and Samuel Crumbraker, of McLean county, appointed commissioners, who shall employ a competent surveyor, two chain-carriers, and a marker, who, after being sworn, shall proceed to survey, mark, and define the line dividing said counties, according to the act creating the county of McLean. Surveyor to make out two plats of survey, with courses and distances, and return one copy to the county court of each county; which plat shall be recorded in the clerk's office of respective counties.] Approved March 21, 1871.

Chapter 1739. An act for the benefit of Park's Ferry and Garfield Turnpike Road Company. Approved March 21, 1871.

Chapter 1740. An act to authorize the county court of Scott county to increase its subscriptions to turpentine roads. [May subscribe stock to the amount of \$1,000 per mile in all turpentine roads hereafter built and constructed in said county, provided said subscriptions shall be ratified by a majority of the qualified voters of said county at some regular election.] Approved March 21, 1871.

Chapter 1741. An act to incorporate the New Castle and Bethlehem Turnpike Road Company. Approved March 21, 1871.

Chapter 1742. An act to repeal section 6 of an act, entitled "An act to amend the charter of the Ashland and Catlettsburg Turnpike," approved February 21, 1871. Approved March 21, 1871.

Chapter 1743. An act to incorporate the Barren River Lock and Dam Company. Approved March 21, 1871.

Chapter 1744. An act to amend the charter of the Richmond and Big Hill Turnpike Road Company. Approved March 21, 1871.

Chapter 1745. An act authorizing the county court for the county of Muhlenberg to release James C. Moorman from his bond, whereby a negro girl named Caroline was apprenticed to him. Approved March 21, 1871.

Chapter 1746. An act to authorize and empower certain persons to close the Harrodsburg and Madison State Road, in Henry county. Approved March 21, 1871.

[Authorized to close up so much of said road, in Henry county, as lies between the Lexington and Louisville, Cincinnati, and Lexington Railroad and the Frankfort and Madison State Road.] Approved March 21, 1871.

Chapter 1747. An act to prohibit the sale of spirituous, vinous, or malt liquors in the town of Campbellsville, Kentucky. Approved March 21, 1871.

Chapter 1748. An act for the benefit of the Minerva and Beasley's Creek Church Turnpike Road Company, in Mason county. Approved March 21, 1871.

Chapter 1749. An act for the benefit of John E. Walton, of Boone county. Approved March 21, 1871.

Chapter 1750. An act for the benefit of Pope & Camp, of Louisville. Approved March 21, 1871.

Chapter 1751. An act authorizing Washington county court to levy an *ad valorem* tax not exceeding twenty cents on the one hundred dollars to pay the indebtedness of the county on account of turpentine roads. Approved March 21, 1871.

Chapter 1752. An act to charter the Lagrange and Brownsboro Turnpike Company. Approved March 21, 1871.

Chapter 1753. An act to incorporate the Falls City and Jackson Manufacturing Company. Approved March 21, 1871.

Chapter 1754. An act for the benefit of Martin Rice, of Hopkins county. Approved March 21, 1871.

Chapter 1755. An act to incorporate the Glasgow Cemetery Company. Approved March 21, 1871.

Chapter 1756. An act to incorporate the Anderson and Mount Hope Turnpike Company. Approved March 21, 1871.

Chapter 1757. An act for the benefit of the Kentucky River Turnpike Road Company. Approved March 21, 1871.

Chapter 1758. An act to incorporate the Greenup and Boyd County Turnpike Road Company. Approved March 21, 1871.

Chapter 1759. An act to amend an act, entitled "An act to incorporate the Cynthiana and Millersburg Turnpike Road Company," approved March 21, 1871.

Chapter 1760. An act to increase the county levy of Cumberland county for county purposes.

[County court may levy, in addition to the taxes now collected in said county, an *ad valorem* tax not exceeding fifteen cents per annum for three years on each one hundred dollars' worth of property in said county, which tax shall be applied to the extinguishment of the county debt; and if any should be left after payment of county debt, the balance to the improvement of the public highways in said county.] Approved March 21, 1871.

Chapter 1761. An act to prohibit the sale of intoxicating liquors in the county of Ballard. After this act takes effect, it shall be unlawful for county court, or other person, to grant a license to sell, by wholesale or retail, any brandy, whisky, or intoxicating liquors within said county. Any person selling liquor shall be deemed guilty of keeping a stilling-house, and for the first offense, upon presentation of a grand jury, shall be fined \$100, and for each subsequent offense \$250, to be collected as other fines. Wholesale dealers may sell liquors to be delivered at the time of sale, but not in less quantity than forty gallons. This act shall take effect when ratified by a majority of the qualified voters of said county.] Approved March 21, 1871.

Chapter 1762. An act for the benefit of Shadrack Combs, sheriff of Letcher county, and his sureties, for the year 1869. Approved March 21, 1871.

Chapter 1763. An act to authorize the election of town officers for Mackville, Washington county. Approved March 21, 1871.

Chapter 1764. An act to amend an act, entitled "An act to create a special road law for the county of Pendleton." Approved March 21, 1871.

Chapter 1765. An act to amend an act, entitled "An act to amend the charter of the Central Passenger Railroad Company, of the city of Louisville." Approved March 21, 1871.

Chapter 1766. An act appointing commissioners to settle with the county judges of the counties of Knox and Josh Bell in relation to the tolls received by them from gate-keepers on the Wilderness Turnpike Road. Approved March 21, 1871.

Chapter 1767. An act to charter the Springfield and Chaplin Turnpike Road Company. Approved March 21, 1871.

Chapter 1768. An act to amend an act, entitled "An act to charter the Louisville Naphthalene Steel Manufacturing Company." Approved March 21, 1871.

Chapter 1769. An act to create and regulate the office of county treasurer of Floyd county. Approved March 21, 1871.

Chapter 1770. An act to amend an act, entitled "An act for the benefit of the county of Morgan," approved January 17, 1867. [Continued in force until the first day of December, 1873; and the proceedings of the court of claims for the year 1870, in levying an *ad valorem* tax to pay court-house debt, is legalized.] Approved March 21, 1871.

Chapter 1771. An act for the benefit of the Covington and DeCourcy Creek Turnpike Road Company. Approved March 21, 1871.

Chapter 1772. An act for the benefit of the Bridgeport and Farmdale Turnpike Company. Approved March 21, 1871.

Chapter 1773. An act to authorize the county court of Scott county to borrow money to build a jail. [May borrow not exceeding \$10,000, and

issue county bonds for same, payable within five years, and bearing interest not exceeding ten per cent. For the purpose of paying said bonds and interest, may levy a tax not exceeding ten cents on the \$100 worth of taxable property in said county.] Approved March 21, 1871.

Chapter 1774. An act to amend the charter of the Licking and Big Sandy Railroad Company. Approved March 21, 1871.

Chapter 1775. An act to amend the charter of the city of Louisville. Approved March 21, 1871.

Chapter 1776. An act to incorporate the Perryville and Old Mackville Turnpike Road Company, in Boyle and Mercer counties. Approved March 21, 1871.

Chapter 1777. An act to authorize the county judge of Mason to vote certain stock in the Maysville and Lexington Railroad, Northern Division, at the next annual election of directors. Approved March 21, 1871.

Chapter 1778. An act for the benefit of the Paris and Winchester Turnpike Road Company. Approved March 21, 1871.

Chapter 1779. An act to amend an act, entitled "An act to incorporate the Spring Station Turnpike Road Company." Approved March 21, 1871.

Chapter 1780. An act for the benefit of Logan Female College. Approved March 21, 1871.

Chapter 1781. An act to authorize the Anderson county court to levy a tax to build bridges, and for other purposes.

[May levy, in addition to the capitation tax now authorized by law, an *ad valorem* tax not to exceed twenty-five cents on the \$100 worth of real and personal property in said county, for the purpose of building bridges and repairing roads; said levy to be made between the first day of September and the last day of April next, and not to be levied for more than one year. No tax to be levied until the question has been submitted to the qualified voters of the county, at an election to be held for that purpose, and ratified by a majority of them.] Approved March 21, 1871.

Chapter 1782. An act to incorporate the Frenchburg and Owingsville Turnpike Road Company. Approved March 21, 1871.

Chapter 1783. An act to regulate the sale of liquors in the town of Canner, Hart county, and within one mile thereof. Approved March 21, 1871.

Chapter 1784. An act for the benefit of Washington county. [Allowed further time of three years to have one or more free-proof vaults erected for safe-keeping of public records, &c.] Approved March 21, 1871.

Chapter 1785. An act to authorize the Elliott county court to issue bonds to raise a fund for the erection of the public buildings of said county.

[May issue bonds of said county to the amount of \$15,000, having ten years to run, and bearing eight per cent. interest, with the right of the county to redeem any of them at the expiration of one year; no bond to be issued for a less sum than \$500 nor more than \$1,000. Court of claims to provide for payment of interest and bonds out of any taxes that may be collected for the erection of public buildings; should said taxes be insufficient, the balance to be paid out of county levies. Contractors may receive bonds in payment for their services, or they may be sold, and a fund raised therefrom for that purpose; said bonds not to be sold at a greater discount than ten cents on the dollar.] Approved March 21, 1871.

Chapter 1786. An act to authorize the county court of Washington county to construct a bridge across the Little Beech, in said county, and to provide for the payment of the same.

[May levy an *ad valorem* tax for that purpose on the taxable property in said county liable to taxation for State revenue purposes.] Approved March 21, 1871.

Chapter 1787. An act to incorporate the Lancaster, Fall Lick, and Mt. Vernon Turnpike Company. Approved March 21, 1871.

Chapter 1788. An act to amend the charter of the Kentucky Masonic Mutual Life Insurance Company. Approved March 21, 1871.

Chapter 1789. An act to legalize certain acts of the Pendleton county court.

[All actions of said court in borrowing money and issuing bonds, and all other acts done and performed in the years 1870 and 1871, in relation to the erection of bridges, is hereby legalized and made valid for all intents and purposes as if said acts had been done in conformity to law.] Approved March 21, 1871.

Chapter 1790. An act to amend the charter of the Kentucky Real Estate and Building Company. Approved March 21, 1871.

Chapter 1791. An act to amend an act, entitled "An act to amend the charter of the Pendleton county court to raise money to build bridges, &c." [So amended as to authorize said county to borrow not exceeding \$35,000, instead of \$20,000.] Approved March 21, 1871.

Chapter 1792. An act to authorize the condemnation of land for county purposes in Pendleton county.

[May condemn, by writ of *ad quod damnum*, not exceeding two acres of land in any one place, for cemetery purposes; but no land to be condemned unless situated within one mile of a place of religious worship; nor shall any dwelling-house or other building now erected be taken.] Approved March 21, 1871.

Chapter 1793. An act to incorporate the Kentucky River Salt Manufacturing Company, in Perry county. Approved March 21, 1871.

Chapter 1794. An act to authorize the judge of the Spencer county court to appoint trustees for the town of Taylorsville where vacancies occur. Approved March 21, 1871.

Chapter 1795. An act for the benefit of Nelson Whitaker, of Mason county. Approved March 21, 1871.

Chapter 1796. An act for the benefit of Wm. D. Dye, of Lincoln county. Approved March 21, 1871.

Chapter 1797. An act fixing the rate of freight and tolls on the North Middletown and Mt. Sterling Turnpike Road. Approved March 21, 1871.

Chapter 1798. An act to amend an act, entitled "An act to authorize the city of Newport to supply itself and others with pure water, and to extend the water works," approved January 26, 1871. Approved March 21, 1871.

Chapter 1799. An act to amend the charter of the Beargrass Transportation Company. Approved March 21, 1871.

Chapter 1800. An act to incorporate the Kentucky Baptist Historical Society. Approved March 21, 1871.

Chapter 1801. An act for the benefit of A. W. Nickell, sheriff of Johnson county, and his sureties, for the year 1869. Approved March 21, 1871.

Chapter 1802. An act to amend the charter of the New Castle and Carrollton Turnpike Road, approved 4th February, 1868. Approved March 21, 1871.

Chapter 1803. An act to amend section 1, chapter 99, of the Revised Statutes. Approved March 21, 1871.

Said act reads as follows:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That section 1, article 1, chapter 99, of the Revised Statutes, be so amended as to read: That any person who shall obtain a license therefor shall be deemed a tavern-keeper. That any one intending to apply for such license shall give ten days' notice of the same by posting written or printed notices in four (4) or more of the most public places in the neighborhood of the intended tavern-house, and one upon the court-house door. Before any such license shall be granted to any person applying for the same, he shall pay to the clerk of the court the tax thereon.

§ 2. This act shall take effect from and after its passage.

Chapter 1804. An act further to increase the resources of the sinking fund of the city of Louisville. Approved March 21, 1871.

Chapter 1805. An act to except Clark county from the provision of an act, entitled "An act in relation to submitting questions of taxation to a vote of the people." Approved March 21, 1871.

Chapter 1806. An act providing for com-

paring the polls for the election of Representatives to the General Assembly in the counties of Breathitt, Wolfe, and Powell.

[Sheriffs of said counties to hereafter meet in the town of Campton to compare polls, and to certify to the town of Jackson.] Approved March 21, 1871.

Chapter 1807. An act to authorize the trustees of the town of Cloverport to sell and convey parts of certain streets. Approved March 21, 1871.

Chapter 1808. An act to amend the charter of the Elizabethtown and Paducah Railroad Company, approved March 5th, 1867. Approved March 21, 1871.

Chapter 1809. An act to extend the corporate limits of the town of Hazelgreen, in Wolfe county. Approved March 21, 1871.

Chapter 1810. An act to amend the charter of the town of New Castle, Henry county. Approved March 21, 1871.

Chapter 1811. An act to provide for the collection of a railroad tax in Montgomery county. Approved March 21, 1871.

Chapter 1812. An act to amend an act, entitled "An act for the benefit of clerks, sheriffs, land jailers, and other civil officers of this Commonwealth having uncollected fee bills." Approved March 21, 1871.

[Continued from First Sheet.] Chapter 1539. An act for the benefit of Wm. E. Clelland, sheriff of Mercer county. Approved March 14, 1871.

Chapter 1540. An act for the benefit of R. W. Stringer, of Livingston county. Approved March 14, 1871.

Chapter 1541. An act to amend an act, entitled "An act to amend an act, entitled 'An act to amend the charter of the Shelbyville Railroad Company, and to authorize certain counties to take stock in the same.'" Approved March 14, 1871.

Chapter 1542. An act for the benefit of Elijah Evans, of Jessamine county. Approved March 14, 1871.

Chapter 1543. An act for the benefit of M. C. Hughes, late sheriff of Gallatin county. Approved March 14, 1871.

Chapter 1544. An act for the benefit of John A. Wilson, clerk of the Fulton county. Approved March 14, 1871.

Chapter 1545. An act concerning the collection of claims of the State of Kentucky against the Federal Government. Approved March 14, 1871.

Said act reads as follows:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the Auditor General of this State be, and he is hereby, authorized and directed to transfer from his office to the office of the Quarter-Master General all claims and papers in his office evidencing moneys paid by this State on account of services and pensions allowed by law to be paid to volunteers who died or were disabled before being mustered into the service of the United States, and has been actually so paid.

§ 2. That the Quarter-Master General is hereby instructed and directed to have these claims prepared, and then presented for payment to the proper department at Washington City by the Federal Government.

§ 3. That this act take effect from and after its passage.

Chapter 1546. An act for the benefit of J. S. Randall, of Whitley county. Approved March 14, 1871.

Chapter 1547. An act to amend an act, entitled "An act to incorporate the Shelbyville Cemetery Company," approved March 1, 1854. Approved March 14, 1871.

Chapter 1548. An act to incorporate the Iron Works Turnpike Road Company. Approved March 14, 1871.

Chapter 1549. An act to amend an act, entitled "An act to incorporate the Simpsonville and Antioch Turnpike Road Company," approved March 14, 1871.

Chapter 1550. An act for the benefit of school district No. 22, in Madison county. Approved March 14, 1871.

Chapter 1551. An act for the benefit of the public schools and academies of Newport. Approved March 14, 1871.

Chapter 1552. An act for the benefit of common school district No. 19, in Montgomery county. Approved March 14, 1871.

Chapter 1553. An act for the benefit of school district No. 3, in Simpson county. Approved March 14, 1871.

Chapter 1554. An act to amend chapter 53 of the Revised Statutes, title "Interest and Usury." Approved March 14, 1871.

Said act reads as follows:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That it shall be lawful for all persons to contract, by mortgage, or otherwise, for the payment of money, or for the loan or forbearance of money which may be agreed on by the parties to such contract, not exceeding ten dollars upon one hundred dollars for a year; and at the same rate for a greater or less sum, and for a longer or shorter time.

§ 2. That no contract for the payment of a greater rate of interest than six per cent. per annum for the loan or forbearance of money shall be binding in law, unless a memorandum thereof shall be made in writing, and signed by the party chargeable thereon.

§ 3. That all judgments rendered upon any contract in writing for the payment of money, or for the loan or forbearance of money, shall be subject to the same rate of interest, and upon contracts for the loan or forbearance of money, shall bear six per cent. per annum.

§ 4. That if any rate of interest exceeding the rate authorized by the first section of this act shall be charged, the whole interest shall be forfeited; and if the lender in such usurious contract refuse, before suit brought, a tender of the principal without interest, he may, in any suit brought on such contract or contracts, recover the principal, but shall pay the costs of such suit.

§ 5. That nothing in this act shall be construed to authorize any bank or other incorporated institution to charge a greater amount, including exchange, than ten per cent. per annum on any bill, bond, note, or other obligation discounted or purchased by it.

§ 6. That all laws and parts of laws in conflict with the provisions of this act be, and they are hereby, repealed.

§ 7. That this act take effect and be in force from and after the first day of September, 1871.

Chapter 1555. An act to provide compensation to the clerk of the Campbell circuit court for making cross-index to the suits and records thereof. Approved March 14, 1871.

Chapter 1556. An act to incorporate the Shepherdsville and Belmont Furnace Turnpike Road Company. Approved March 14, 1871.

Chapter 1557. An act to incorporate the Caverna and Burksville Turnpike Road Company. Approved March 14, 1871.

Chapter 1558. An act to incorporate the Logan's Creek, Dunder's Mill, and White Oak Creek Turnpike Road Company. Approved March 14, 1871.

Chapter 1559. An act to incorporate the DeMossville and Gardnersville Turnpike Road Company, in Pendleton county. Approved March 14, 1871.

Chapter 1560. An act to amend an act repealing in part the act declaring the Rolling Fork of Salt river a navigable stream.

[Amended to read: That all acts and parts of acts declaring the Rolling Fork of Salt river a navigable stream above the mouth of the Beech Fork be, and the same are hereby, repealed. This act not to take effect until a majority of the citizens of New Haven shall vote in favor of it.] Approved March 14, 1871.

Chapter 1561. An act to repeal all acts declaring the Bayou de Chain a navigable stream. Approved March 14, 1871.

Chapter 1562. An act to incorporate the Monterey and New Columbus Turnpike Road Company. Approved March 14, 1871.

Chapter 1563. An act to change the time of holding the quarterly and county courts in the county of Green.

[Hereafter county court to be held on the second Monday in May and November instead of third Monday. Quarterly court shall commence on the first Tuesday in August instead of first Monday; and this act shall not interfere with the holding of said courts except in the months above named.] Approved March 14, 1871.

Chapter 1564. An act to amend the road law of Henderson, Union, Taylor, and Grayson counties.

[So amended as to authorize presiding judges of said counties, or any of them, to require persons liable to work on roads under the general road laws of the State, and who live within one mile of any new road which is ordered to be opened, to assist in opening said road when notified as provided in said act.] Approved March 14, 1871.

Chapter 1565. An act to authorize the sale of the poor-house property in Boyle county, and to reinvest the proceeds in a more suitable place in said county. Approved March 14, 1871.

Chapter 1566. An act to authorize the county court of Taylor county to sell a part of the court-house lot in Campbellsville for certain purposes. Approved March 14, 1871.

Chapter 1567. An act amending an act, en-

titled "An act to amend an act incorporating the Bardstown and Bloomfield Turnpike Road Company," approved March 14, 1871.

Chapter 1568. An act to incorporate Dreaming Creek Turnpike Road Company, in Madison county. Approved March 15, 1871.

Chapter 1569. An act to incorporate the West Paris Bridge Company. Approved March 15, 1871.

Chapter 1570. An act to incorporate the Mt. Eden and Camdensville Turnpike Road Company. Approved March 15, 1871.

Chapter 1571. An act to amend an act, entitled "An act to amend the Concord and Tollsboro Turnpike Road Company," approved March 15, 1871.

Chapter 1572. An act to amend an act, entitled "An act for the benefit of the common school fund of Pendleton county," approved March 21, 1870. Approved March 15, 1871.

Chapter 1573. An act to incorporate the Big Eagle and Connersville Turnpike Company. Approved March 15, 1871.

Chapter 1574. An act to amend an act, entitled "An act incorporating Sherburne Bridge Company," approved March 9, 1854. Approved March 15, 1871.

Chapter 1575. An act authorizing the county judge of Logan county, to appropriate a sum of money to repair the turnpike roads in Russellville district, in said county. Approved March 15, 1871.

Chapter 1576. An act for the benefit of common school district No. 31, in Ballard county. Approved March 15, 1871.

Chapter 1577. An act for the benefit of M. H. Johns, of Lawrence county. Approved March 15, 1871.

Chapter 1578. An act to incorporate the South Kentucky Railroad Company. Approved March 15, 1871.

Chapter 1579. An act to authorize the Union county court to appoint a sheriff for said county. Approved March 15, 1871.

Chapter 1580. An act to vest the trustees of Cave City with additional powers. Approved March 15, 1871.

Chapter 1581. An act to change the time of holding the Warren quarterly court.

[Hereafter said court shall commence on the first Mondays in January, May, July, and November in each year, and continue as long as necessary to finish the business.] Approved March 15, 1871.

Chapter 1582. An act for the benefit of S. S. McFarlane, late sheriff of Mercer county. Approved March 15, 1871.

Chapter 1583. An act concerning the advertisement of sheriffs' and commissioners' sales of land in Bath county.

[To be advertised in paper published at county seat, if one is published there; if not, to be advertised in any paper published by the county, or by the sheriff, or by the commissioners, at the cost of the sale.] Approved March 15, 1871.

Chapter 1584. An act for the benefit of Johnson county. Approved March 15, 1871.

Chapter 1585. An act for the benefit of turnpike roads in Bath county.

[County court may subscribe to capital stock of companies organized or hereafter organized, for the purpose of improving the roads, provided a majority of the qualified voters of said county shall so decide at the May election, 1871, or some general election.] Approved March 15, 1871.

Chapter 1586. An act to authorize the county court of Butler county to issue bonds to raise the necessary funds to build a court-house.

[May issue not exceeding \$30,000 worth of bonds, having fifteen years to run, and bearing six per cent. interest; and may increase county levy to \$3 per cent. and levy an ad valorem not exceeding twenty-five cents on the \$100 to pay said bonds and interest.] Approved March 15, 1871.

Chapter 1587. An act to authorize and empower the county court of McLean county to levy an additional tax, and to issue bonds to build a new court-house and jail, and for other purposes. Approved March 15, 1871.

Chapter 1588. An act incorporating the Bloomfield and Bardstown Turnpike Road Company. Approved March 15, 1871.

Chapter 1589. An act incorporating the Bardstown and Shepherdsville Turnpike Road Company. Approved March 15, 1871.

Chapter 1590. An act to prohibit the sale of intoxicating liquors in Sonora, in Hardin county. Approved March 15, 1871.

Chapter 1591. An act to amend the charter of the town of Elizabethtown. Approved March 15, 1871.

[Hereafter stockholders to elect nine directors, who shall divide themselves by lot into three equal classes—the term of the first class to expire at the end of one year, the second class at the end of two years, and the third class at the end of three years from the time of their qualification; and at the end of the term of service of the first class, annually thereafter, there shall be elected three directors to fill vacancies as they occur.] Approved March 15, 1871.

Chapter 1593. An act to authorize the marking and defining and establishing the line between the counties of Pendleton and Grant, and between the counties of Grant and Grant, and F. M. Lowe and Wm. Clarke, of Pendleton, are appointed commissioners, who are to employ a competent surveyor, two chain carriers, and a marker, who, after taking an oath, shall proceed to survey and remark the old line, beginning, however, at a point on Crooked creek, where the counties of Pendleton, Grant, and Harrison corner, of the railroad line, and to run a new line (where the same can be found), to the corner between the said counties of Pendleton, Grant, and Kenton, if there be one. The surveyor shall make out two plats of the survey, and deposit them with the county courts of Pendleton and Grant. Each county shall have surveys recorded in county clerk's office of their respective counties, which, when recorded, shall establish the line between said counties.] Approved March 15, 1871.

Chapter 1594. An act to amend the charter of the city of Covington. Approved March 15, 1871.

Chapter 1595. An act to change the boundary lines between the counties of Ohio and Butler.

[All that part of Ohio county, situate in the bend of Green river, known as "Little Bend," by the names of the river and the bend, and known as "Thoroughfare," is hereby added to the county of Butler.] Approved March 15, 1871.

Chapter 1596. An act to amend an act, entitled "An act to charter the Cabin Creek, Sand Hill, and Manchester Turnpike Road Company," approved March 14th, 1870. Approved March 15, 1871.

Chapter 1597. An act for the benefit of Emily Wall, of Harrison county. Approved March 15, 1871.

Chapter 1598. An act to incorporate the Kentucky Masonic Mutual Relief Association. Approved March 15, 1871.

Chapter 1599. An act for the benefit of Spencer county, in relation to the Louisville, Harrodsburg, and Virginia Railroad.

[The charter of said company, so far as relates to the subscription of Spencer county to the same, is hereby repealed.] Approved March 15, 1871.

Chapter 1600. An act for the benefit of O. C. Bowles and George N. Brown, and their associates, lessees, and vendees. Approved March 15, 1871.

Chapter 1601. An act to amend the 8th section of an act, entitled "An act to establish a new charter for the city of Louisville," approved 3d March, 1870, in relation to wharfmasters.

[Hereafter the wharfmasters shall be elected

for the term of two years by the general council.] Approved March 15, 1871.

Chapter 1607. An act to revive an act, entitled "An act to provide a mechanics' lien law for the city of Louisville and county of Jefferson," approved 23d day of March, 1869. Approved March 15, 1871.

Chapter 1608. An act to amend an act to incorporate the Cook Benevolent Institution. Approved March 15, 1871.

Chapter 1609. An act to amend the charter of the Paducah Chelipha Eshunnu Burial Society. Approved March 15, 1871.

Chapter 1610. An act to incorporate the Parker's Mill, Stonewall, and Connersville Turnpike Company. Approved March 15, 1871.

Chapter 1611. An act authorizing the trustees of the Silver Creek Academy to sell and convey the academy property, with power to reinvest the proceeds of the sale. Approved March 15, 1871.

Chapter 1612. An act to incorporate the Mill Grove and Paint Lick Creek Turnpike Road Company, in Madison county. Approved March 15, 1871.

Chapter 1613. An act amending the charter of the Masonic Widows' and Orphans' Home and Infirmary. Approved March 15, 1871.

Chapter 1614. An act to amend an act, entitled "An act to prevent the destruction of fish in Green river and its tributaries, so far as it applies to Rhode's creek, in Davies county." Approved March 15, 1871.

Chapter 1615. An act to authorize the trustees of the town of Alexandria, in Campbell county, to change an alley in said town. Approved March 15, 1871.

Chapter 1616. An act to amend an act, entitled "An act to amend and reduce into one the several acts relating to the town of Georgetown," approved March 1, 1847. Approved March 15, 1871.

Chapter 1617. An act to amend an act, entitled "An act to prohibit the destruction of fish in Cumberland river above the falls." [So amended that it shall not prohibit the catching of the native fish in said river and its tributaries.] Approved March 15, 1871.

Chapter 1618. An act to extend the corporate limits of the town of Blandville, in Ballard county. Approved March 15, 1871.

Chapter 1619. An act for the benefit of P. J. Schermer, of Newport. Approved March 15, 1871.

Chapter 1620. An act for the benefit of Woodford county.

[County court may lease or sell so much of the court-house lot in said county as may not be occupied by the public buildings, and apply the proceeds for the benefit of the county.] Approved March 15, 1871.

Chapter 1621. An act to amend an act, entitled "An act to establish the county of Elliott," approved March 15, 1871.

Said act reads as follows:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the seventh section of the act, entitled "An act to establish the county of Elliott," be, and the same is hereby, amended, so that the judges of election at the various precincts, in Elliott county, to keep separate poll-books for Representatives to the General Assembly; and the legal voters residing in that part of Elliott taken from Carter shall vote with Carter and Boyd for Representative to said General Assembly; and the legal voters residing in that part of Elliott taken from Lawrence shall vote with Lawrence for said Representative; and the legal voters residing in that part of Elliott taken from Morgan county shall vote with Morgan, Magoffin, and Rowan for said Representative to said General Assembly.

§ 2. That the sheriff of Elliott shall, by himself or deputy, within three days after the election, deliver to the clerk of said county the poll-books containing the votes cast by voters residing in that part of the said county taken from Carter to the clerk of the Boyd county court, at his office in Catlettsburg; and shall deliver within the same time the poll-book containing the voters residing in the territory taken from Lawrence to the clerk of the Lawrence county court, at his office in Louisa; and shall within the same time deliver a certified copy of the poll-books containing the voters in the territory taken from Morgan to the clerk of the Morgan county court, at his office in West Liberty.

§ 3. That the comparing board of each of the foregoing representative districts shall receive and count the ballots contained in said poll-books, and for the districts for which this amended act requires them to be cast.

§ 4. Neither the sheriff of Elliott county, or any of his deputies, shall constitute any part of the board for comparing the polls for Representative in either of the foregoing districts.

§ 5. This act shall take effect from and after its passage.

Chapter 1622. An act to amend the charter of the city of Frankfort. Approved March 15, 1871.

Chapter 1623. An act to prevent the sale of spirituous, vinous, or malt liquors, as a beverage, in the county of Jackson. Approved March 16, 1871.

Chapter 1624. An act to prohibit the sale of spirituous, vinous, and malt liquors in the village of Paint Lick, Garrard county. Approved March 16, 1871.

Chapter 1625. An act for the benefit of the incorporated banks of Kentucky. Approved March 16, 1871.

Said act reads as follows:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the several banks of this State shall have the same power and rights in relation to bills of exchange, or negotiable notes, payable at their own banks, or other banks in the same town or city, as they now have to purchase bills or notes payable elsewhere.

§ 2. That the banks named in the first section shall have the same right to receive, in pledge security, articles of value, or bills of exchange or promissory notes, as they now have to receive, in pledge or security, bonds of the United States, and stocks; and full right and authority to sell and dispose of such pledges or securities to pay the debts for which the pledge is made, or security taken, on the terms agreed upon by the parties.

§ 3. That before the sale or disposal of any of the pledges aforesaid mentioned in section two, the party depositing the same shall have ten days' notice in writing, if a resident of this State, or if not a resident, the bank, before proceeding to sell or dispose of the pledge or security, shall cause notice to be inserted in some newspaper of general circulation, for at least twenty days; but nothing in this act shall be construed to confer power or authority on the said banks to sell or dispose of real estate, or any interest therein, so given in pledge, or as security, otherwise than by regular judicial proceedings.

§ 4. This act to take effect from its passage.

Chapter 1626. An act for the benefit of Mercer county.

[The act requiring county courts to have one or more fire-proof vaults erected for the safe-keeping of the public records of their counties, be suspended, as to Mercer county, for five years from the passage of this act.] Approved March 16, 1871.

Chapter 1627. An act for the benefit of the Kentucky Farmers' Mutual Insurance Company. Approved March 16, 1871.

Chapter 1628. An act authorizing county courts to alter or establish election precincts, and places of voting therein. Approved March 16, 1871.

Said act reads as follows:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the several county courts of this State shall have power to divide justices' districts into two or more election precincts, and to establish the lines, boundaries and places of voting in such precincts, and to change the voting places in such precincts, and to change the lines and boundaries of justices' districts or election precincts, upon the application of any ten voters to be affected by the change of the lines or boundaries of such district or precinct, or the creation of a new precinct, if the county court, in addition to said petition, seen right and proper to the court so to do; and any voter who shall vote out of his precinct so established, shall be liable to the penalties denounced against illegal voting. Provided, That

no change shall be made in the lines of any justices' district or election precinct, or any additional election precinct shall be established within sixty days next preceding an election.

§ 2. Notice shall be given by notices posted at the court-house door, and at least five of the most public places in the district or election precinct to be affected by the change, setting forth the change desired to be made ten days before said application is made to the court.

§ 3. This act shall be in force from its passage.

Chapter 1629. An act transferring the property of, and debts owing to, the trustees of the Harrodsburg Academy, known also as the Mercer County Seminary, to the board of trustees of the town of Harrodsburg, for common school purposes, and authorizing said board to sue for the same. Approved March 16, 1871.

Chapter 1630. An act providing for the payment of certain claims allowed by the Rockcastle circuit court.

[Auditor of Public Accounts to appoint some disinterested citizen of Rockcastle county a commissioner to examine the claims allowed by the Rockcastle circuit court in 1867 and 1868 for killing foxes, wild cats, &c., that have not been paid; said commissioner to take proof in relation thereto, and have all the powers and duties of the responsibilities of a master of witnesses, &c. After hearing proof, he shall report, in writing, to the Auditor, setting forth therein the number of just claims allowed by said court during the period aforesaid, and the amount thereof; also the unjust claims allowed, amount thereof, and to whom allowed, and approved by the Auditor, together with such other information as he shall be able to gather as to who was engaged in uttering the fraudulent claims. This report shall be handed to the Commonwealth's Attorney for the 15th judicial district. Whenever the report of the just claims shall have been filed with the Auditor, properly certified, he shall draw his warrant on the Treasurer for the amount thereof in favor of the persons entitled to the same. Commissioner shall take oath that he is in no way interested in said claims, and shall be allowed twenty cents for each certificate presented, to be paid by the applicant.] Approved March 16, 1871.

Chapter 1631. An act to authorize the counties of Madison, Estill, Lee, Owsley, the city of Louisville, and any other cities, counties, or towns in this State, corporations or individuals, to subscribe for stock in a branch of the Louisville and Nashville Railroad from Richmond to Irvine and Scott's Landing or Beattyville, in Kentucky. Approved March 16, 1871.

Chapter 1632. An act to amend second section of an act, entitled "An act to amend the charter of the town of Springfield." Approved March 16, 1871.

Chapter 1633. An act to extend and enlarge the corporate limits of the town of South Carrollton, in Muhlenburg county. Approved March 16, 1871.

Chapter 1634. An act for the benefit of E. B. Treadway, former sheriff of Owsley county. Approved March 16, 1871.

Chapter 1635. An act for the benefit of manufacturing, furnace, and mining establishments in the counties of Greenup, Boyd, Carter, and Lawrence. Approved March 16, 1871.

Chapter 1636. An act to incorporate the Quick's Run and Stout's Landing Turnpike Company. Approved March 16, 1871.

Chapter 1637. An act to authorize the city of Oron, in Campbell county, to establish a common school system. Approved March 16, 1871.

Chapter 1638. An act to incorporate the town of Tollsboro. Approved March 16, 1871.

Chapter 1639. An act to amend the charter of the town of Mayfield. Approved March 16, 1871.

Chapter 1640. An act for the benefit of Thomas Monarch, late tax collector of Davies county. Approved March 16, 1871.

Chapter 1641. An act to incorporate a steam ferry company at the mouth of the Ohio river, in Ballard county. Approved March 16, 1871.

Chapter 1642. An act to amend the charter of the town of Cromwell, in Ohio county. Approved March 16, 1871.

Chapter 1643. An act for the benefit of M. M. Teagar, of Fleming county. Approved March 17, 1871.

Chapter 1644. An act for the benefit of Hawkins McKee, jailer of Whitley county. Approved March 17, 1871.

Chapter 1645. An act to incorporate Odd Fellows Hall Company, in the town of Nicholasville. Approved March 17, 1871.

Chapter 1646. An act for the benefit of W. J. Lile. Approved March 17, 1871.

Chapter 1647. An act to authorize the late judge of the Kenton county court to enter and sign certain judgments, orders, and returns, and to legalize the same. Approved March 17, 1871.

Chapter 1648. An act for the benefit of the clerk of the Breathitt county court. Approved March 17, 1871.

Chapter 1649. An act for the benefit of R. B. McCall, administrator of J. W. Riley, deceased. Approved March 17, 1871.

Chapter 1650. An act for the benefit of Logan county.

[County judge authorized to levy an ad valorem tax not exceeding three per cent. upon all property listed for revenue purposes, for a period not exceeding four years, to be applied to the liquidation of subscription of \$500,000 by said county to Owensboro and Russellville Railroad Company. County court may issue bonds of county in pursuance to the said subscription, said bonds to mature in ten years, with interest at any rate not exceeding ten per cent. per annum, payable semi-annually, for any amount not exceeding \$380,000, in liquidation and discharge of said subscription. Before levying tax or issuing bonds, question to be submitted to qualified voters of county, and receive a majority of votes in favor of said subscription.] Approved March 17, 1871.

Chapter 1651. An act to further protect the owners of stock living along the line of railways. Approved March 17, 1871.

Said act reads as follows:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That whenever any stock may be killed or crippled by any train of cars or locomotive upon any railway in this State, it shall be lawful for the owner of the stock so killed or crippled, after first giving the nearest station-agent of the company to which said railway shall belong written notice of his intention to apply to a justice of the peace within the civil district in which said stock may have been killed or crippled; and said justice shall appoint three disinterested persons to make an inventory of the stock on a board of appraisers, who, after being duly sworn, shall examine the stock so killed or crippled, and affix a value upon the same if killed, or assess the damages to the same if crippled, and return to said justice a written report, carefully describing the stock, stating whether they were killed or crippled, and also their certificate, or assessment of damages, setting out the same; which report said justice shall preserve as a part of the records of his office.

§ 2. That in case the company shall fail, for the space of ninety days, to pay to the owner of the stock so killed or crippled the full amount assessed by said board of appraisers, and the owner shall have the right to institute an action in any court of competent jurisdiction on the original cause of action; and if, upon the trial of this action, he recovers a verdict for an amount equal to the amount assessed in his favor by said board of appraisers, it shall be the duty of the court to render judgment in his favor for the amount of said verdict, and to add thereto ten per cent. in addition thereto; but if he fails to recover a verdict for an amount equal to said assessment, the costs of the action shall be taxed against him.

§ 3. The justice of the peace and the three appraisers shall receive for their services, under this act, each, the sum of one dollar, to be paid by the railway company, or by the owner of owners of the stock killed or crippled.

§ 4. The provisions of this act shall not apply to any railroad company which shall inclose its entire line of road with a good and

lawful fence, and good and sufficient cattle-guards, and keep the same in repair.

§ 5. This act shall take effect sixty days after its passage.

Chapter 1652. An act for the benefit of A. C. Cox, late sheriff of Green county. Approved March 17, 1871.

Chapter 1653. An act to incorporate the town of Knowlesburg, in Morgan county. Approved March 18, 1871.

Chapter 1654. An act to incorporate the Methodist Episcopal Church, South, Widow's and Orphan's Home. Approved March 18, 1871.

Chapter 1655. An act to incorporate the Widow and Orphan's Cemetery Company of Crab Orchard Lodge, No. 198, L. O. O. F. Approved March 18, 1871.

Chapter 1656. An act to amend, and reduce into one the several acts relating to the charters, and amendments thereof, of the town of Mt. Sterling. Approved March 18, 1871.

Chapter 1657. An act to incorporate the town of Calvert City, in Marshall county. Approved March 18, 1871.

Chapter 1658. An act to incorporate the town of Mt. Olivet, Robertson county. Approved March 18, 1871.

Chapter 1659. An act to incorporate the town of Flat Rock, in Bourbon county. Approved March 18, 1871.

Chapter 1660. An act to amend and reduce into one the several acts in reference to the town of Eminence. Approved March 18, 1871.

Chapter 1661. An act to incorporate the town of Frenchburg, in Menifee county. Approved March 18, 1871.

Chapter 1662. An act to amend the charter of Bowling Green. Approved March 18, 1871.

Chapter 1663. An act to amend an act, entitled "An act for the benefit of the county court of Union county," approved February, 1871. Approved March 18, 1871.

Chapter 1664. An act for the benefit of Clay county.

[May levy an additional tax of not exceeding one dollar and fifty cents on each tithe, to repair public buildings.] Approved March 18, 1871.

Chapter 1665. An act to authorize and empower the Bedford Division, Sons of Temperance, to sell and convey its real estate. Approved March 18, 1871.

Chapter 1666. An act to amend section 3, article 3, chapter 17, of the Revised Statutes. Approved March 18, 1871.

Said act reads as follows:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the clerks of inferior courts, for the services rendered in the execution of section 3, article 3, chapter 17, of Revised Statutes, shall be allowed ten cents for indorsing the steps in each case, after each term of the court in civil suits, and to be taxed as other costs.

§ 2. This act to take effect from its passage.

Chapter 1667. An act concerning the poor-house farm of Clark county. Approved March 18, 1871.

Chapter 1668. An act to empower the county court of Lawrence county to levy an additional tax in said county, and for other purposes.

[County court authorized to transfer to county revenue proper all funds heretofore collected and unexpended as a court-house fund, the same to be paid over to county treasurer. County court authorized to levy an additional ad valorem tax not exceeding forty cents upon the \$100, for the years 1871 and 1872, one fourth of which tax shall be set apart as a bridge fund for said county, to be expended only in the construction or repair of the public bridges built and to be erected in said county.] Approved March 18, 1871.

Chapter 1669. An act to incorporate the Frankfort, Paris, and Big Sandy Railroad Company. Approved March 18, 1871.

Chapter 1670. An act authorizing the county courts of Elliott and Lee to permit persons to erect gates across the public road leading from Irvine to Beattyville. Approved March 18, 1871.

Chapter 1671. An act to require the clerk of the Green county court to index and cross-index certain deed books in Green county. Approved March 18, 1871.

Chapter 1672. An act to repeal an act, entitled "An act to define the line between the counties of Lewis and Carter," approved March 9, 1868.

[Former lines between said counties re-established.] Approved March 18, 1871.

Chapter 1673. An act to exclude Crab Orchard Springs from the limits of Crab Orchard. Approved March 18, 1871.

Chapter 1674. An act to incorporate the Bank of Maysville. Approved March 18, 1871.

Chapter 1675. An act to incorporate the Western Banking Company. Approved March 18, 1871.

Chapter 1676. An act for the benefit of the surveyor of Harlan county. Approved March 18, 1871.

Chapter 1677. An act to appropriate money to the Western Lunatic Asylum. Approved March 18, 1871.

Said act reads as follows:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the sum of five thousand five hundred dollars be, and the same is hereby, appropriated to the Western Lunatic Asylum of Kentucky, to purchase a range and other cooking apparatus; to pay for twenty-seven and a half acres of land at thirty-five dollars per acre, and twelve cents per acre for building a new range and other cooking apparatus, and to supply necessary furniture for the wards of said asylum.

§ 2. This act to take effect from its passage.

Chapter 1678. An act for the benefit of N. B. Campbell, of Josh Bell county. Approved March 18, 1871.

Chapter 1679. An act to amend the charter of the Deposit Bank of Frankfort. Approved March 18, 1871.

Chapter 1680. An act to repeal all laws restricting the sale of hides or pelts in Shelby county. Approved March 18, 1871.

Chapter 1681. An act to amend an act, approved March 15, 1869, abolishing Board of Internal Improvement. Approved March 18, 1871.

Said act reads as follows:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the fourth section of an act, approved March 15, 1869, abolishing the Board of Internal Improvement, be so amended as to authorize the Governor, who is ex-officio the Chairman of the Commissioners of the Sinking Fund, to vote by proxy, or in person, the State's stock in all turnpike roads, in which the State has an interest, instead of the Auditor. Provided, That said stock not interfere with proxies already issued by the Auditor for the present year.

§ 2. This act shall take effect from its passage.

Chapter 1682. An act to appropriate money. [General appropriation bill for defraying expenses of Legislature.] Approved March 18, 1871.

Chapter 1683. An act for the benefit of Robert A. Marical, of Josh Bell county. Approved March 18, 1871.

Chapter 1684. An act to amend and reduce into one all the acts concerning the town of Edmonston. Approved March 18, 1871.

Chapter 1685. An act to incorporate the town of Spottsville, in Henderson county. Approved March 18, 1871.

Chapter 1686. An act to amend the charter of the town of Mayfield. Approved March 18, 1871.

Chapter 1687. An act concerning the First Presbyterian Church of Shelbyville, to legalize the property of said church, and to incorporate the divided parties in said church. Approved March 20, 1871.

Chapter 1688. An act to incorporate the Newcastle and Sulphur Turnpike Road Company. Approved March 20, 1871.

Chapter 1689. An act to authorize the Pendleton county court to borrow money for certain purposes.

[May borrow not exceeding \$3,500, at any rate of interest not exceeding ten per cent. per annum, said money to be used in paying off such claims as may be allowed by said county court at their regular court of claims; and may provide for the extinguishment of any

debt created under this act by a capitation tax.] Approved March 20, 1871.

Chapter 1690. An act to amend an act, entitled "An act to incorporate the Eagle Petroleum and Mineral Company." Approved March 20, 1871.

Chapter 1691. An act to amend an act, entitled "An act to incorporate the Webster Coal Company," approved March 9th, 1867. Approved March 20, 1871.

Chapter 1692. An act to incorporate the Farmers and Traders Bank of Shelbyville. Approved March 20, 1871.

Chapter 1693. An act to incorporate the Sligo and Pendleton Station Turnpike Company. Approved March 20, 1871.

Chapter 1694. An act to amend an act, entitled "An act to incorporate the Farmers Turnpike Road Company," approved March 3d, 1851. Approved March 20, 1871.

Chapter 1695. An act to amend an act, entitled "An act to designate the holidays to be observed in the acceptance and payment of bills of exchange, &c.," approved February 7, 1868. Approved March 20, 1871.

Said act reads as follows:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That "An act to designate the holidays to be observed in the acceptance and payment of bills of exchange, and negotiable promissory notes," approved February 7, 1868, be, and the same is hereby, amended so that the 22d day of February be, and the same is hereby, embraced in the provisions of said act.

§ 2. That in all cases where the 1st day of January, the 22d of February, the 4th day of July, and the 25th day of December shall occur on Sunday, the subsequent day thereto shall be observed as a holiday for all purposes whatever; and in such cases all bills of exchange, bank checks, and promissory notes, placed by the laws of this State upon the footing of bills of exchange, shall be presented for payment and acceptance on the Saturday preceding such holiday. Provided, That nothing in this act shall be construed to impair any contract entered into on said holidays.

§ 3. This act to take effect from and after its passage.

Chapter 1696. An act to charter the Middleburg, Knob Lick, and Trace Fork Turnpike Road Company. Approved March 20, 1871.

Chapter 1697. An act to amend an act, entitled "An act to incorporate the Kentucky Central Railroad Company." Approved March 20, 1871.

Chapter 1698. An act for the benefit of J. W. Hazlerigg and the heirs of R. R. Duke, deceased. Approved March 20, 1871.

Chapter 1699. An act for the benefit of S. B. Huey, of Boone county. Approved March 20, 1871.

Chapter 1700. An act to amend an act, entitled "An act for the benefit of the county of Fleming," approved February 17, 1871.

[So amended that it shall not be a full for the county court to levy and collect a tax upon any of the voting precincts of said county that subscribed to the main trunk railroad from Maysville to Paris, under an act to amend the act authorizing the counties of Fleming, &c., to take stock in the Main and Lexington Railroad Company, Northern Division, approved February 25, 1869, unless the provisions of section 3d in said last mentioned act be first complied with.] Approved March 20, 1871.

Chapter 1701. An act to allow the county court of Oldham county to issue bonds for turnpike purposes.

[May issue bonds to the amount of \$40,000, payable in twenty years, and bearing interest at the rate of six per cent. redeemable after one year. Said court shall provide for the payment of said bonds and interest out of any tax that may be levied for turnpike purposes.] Approved March 20, 1871.

Chapter 1702. An act to change the time of holding the county and quarterly courts of a county.

[Time of holding county court changed from first to second Monday in each month, and quarterly court changed from the fourth Monday in February, May, August, and November, to the fourth Monday in January, April, July, and October in each year.] Approved March 20, 1871.

Chapter 1703. An act to incorporate the Little Benson and Lane's Mill Turnpike Road Company. Approved March 20, 1871.

Chapter 1704. An act to incorporate the Henderson Fence Company. Approved March 20, 1871.

Chapter 1705. An act to amend the charter of the Pleasant Hill and Jessamine County Turnpike Road Company (new). Approved March 20, 1871.

Chapter 1706. An act for the benefit of A. C. Kinceloe, of Spencer county. Approved March 20, 1871.

Chapter 1707. An act for the benefit of Knox county.

[Said county exempt from paying \$400 to jail guard for guarding jail where a prisoner was confined in same by change of venue from Whitley county; and the sheriff of Knox county is directed to pay the same out of the revenue due from said county for the year 1871, and the Auditor of Public Accounts directed to give the sheriff credit for same in settlement of his accounts.] Approved March 20, 1871.

Chapter 1708. An act to amend an act, entitled "An act to incorporate the Bowling Green Manufacturing Company." Approved March 20, 1871.

Chapter 1709. An act for the benefit of Murray common school district in Calloway county. Approved March 20, 1871.

Chapter 1710. An act to establish a chancery court for the counties of Campbell, Kenton, Bracken, and Pendleton. Approved March 20, 1871.

Said act reads as follows:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That there is hereby established a court of record, to be styled the chancery court for the counties of Campbell, Kenton, Bracken, and Pendleton, which shall have a seal and clerk in each county, and be held by one judge, to be styled the chancellor of said counties, having all the qualifications of a judge of the circuit court of this State, who shall be elected by the qualified voters of said counties at the same time, in the same manner, and for the same term, as judges of the circuit courts; and in cases within its jurisdiction it shall have all the powers, rights, privileges, and immunities that circuit courts now have in like cases, and be governed by the Code of Practice in civil cases, and the several amendments thereto, except so far as the practice in said chancery court shall be herein otherwise regulated: Provided, That the first chancellor shall be

[Continued from Fourth Page.]

Railroad Company. Approved March 22, 1871.

Chapter 1847. An act to authorize the board of trustees of the town of Danville to borrow money to pay off the indebtedness of said town. Approved March 22, 1871.

Chapter 1848. An act to require the clerk of the Harrison circuit court to index and cross-index certain judgments and orders made in his office. Approved March 22, 1871.

Chapter 1849. An act to amend the charter of the town of Murray, in Calloway county. Approved March 22, 1871.

Chapter 1850. An act in relation to examining courts. Approved March 22, 1871.

Said act reads as follows:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That hereafter it shall be the duty of examining courts, in cases where the charge is a felony, to give to the county attorney, if not present, reasonable notice in writing, of not more than one day, to attend and prosecute such charge. Said notice to be served as other notices; and it is hereby made the duty of sheriffs, constables, and town marshals to execute such notices when required by the officer or officers holding the examining court.

§ 2. The same fees shall be allowed for executing said notice as for summoning witnesses, to be paid as in other proceedings by the Commonwealth.

§ 3. The failure of any of the officers named in the first section of this act to discharge the duties imposed upon them in said section, without good reason therefor, he or they shall, upon indictment by the grand jury and conviction in the circuit or criminal court, be fined not less than fifty nor more than two hundred dollars; and any county attorney who shall, without good cause, fail to attend and prosecute, when so notified, shall be liable to a like penalty, recovered in the same manner.

§ 4. That this act shall take effect and be in force from and after its passage.

Chapter 1851. An act for the better organization of public schools in Elizabethtown, and to establish a school district of Elizabethtown, in Hardin county. Approved March 22, 1871.

Chapter 1852. An act to incorporate the Light's Hill Turnpike Road Company. Approved March 22, 1871.

Chapter 1853. An act to incorporate the Boston and Fisherville Turnpike Road Company. Approved March 22, 1871.

Chapter 1854. An act for the benefit of the police judge of Caseyville, in Union county. Approved March 22, 1871.

Chapter 1855. An act to prevent justices of the peace in Kenton county from holding inquests in certain cases.

[Not to hold inquests unless the coroner of said county, if within the county at the time, shall have been first notified, and shall have failed to attend within a reasonable time, or unless the condition of the body of the deceased person is such as to require immediate interment; and any justice who shall hold an inquest in violation of the provisions of this act, shall not receive any compensation therefor, and shall be liable to the coroner of said county for the legal fees for holding such inquest.] Approved March 22, 1871.

Chapter 1856. An act for the benefit of John White, of Henry county. Approved March 22, 1871.

Chapter 1857. An act to amend the charter of the Hartford Railroad and Mining Company. Approved March 22, 1871.

Chapter 1858. An act to amend the charter of Uniontown. Approved March 22, 1871.

Chapter 1859. An act for the benefit of Moore Pickle (colored). Approved March 22, 1871.

Chapter 1860. An act to amend an act, entitled "An act to incorporate the town of Lawrenceburg." Approved March 22, 1871.

Chapter 1861. An act to amend an act, entitled "An act to amend the charter of Louisville and Nashville Turnpike Road Company." Approved February 15th, 1871. Approved March 22, 1871.

Chapter 1862. An act for the benefit of M. H. Bronaugh, of Christian county. Approved March 22, 1871.

Chapter 1863. An act to amend an act incorporating the Lazine and Shelbyville Turnpike Road Company. Approved March 22, 1871.

Chapter 1864. An act for the benefit of the Bourbon County Agricultural Society. Approved March 22, 1871.

Chapter 1865. An act authorizing sheriffs, administrators, &c., of Simpson county, to give notice of sales as such, in the newspaper published in said county. Approved March 22, 1871.

Chapter 1866. An act to declare the capital stock in all the railway companies incorporated by the laws of this State personal property. Approved March 22, 1871.

Said act reads as follows:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the capital stock in the railroad companies incorporated by the laws of this State shall hereafter be personal property, and subject, in the hands of the stockholders or owners thereof, to the same rules of law that govern other personal property, or the personal estates of deceased persons.

§ 2. That this bill shall be in force and take effect from and after its passage.

Chapter 1867. An act for the benefit of Wm. Quillen, of Letcher county. Approved March 22, 1871.

Chapter 1868. An act to authorize the stockholders of the Hickman and Union Railroad Company to elect a new board of directors. Approved March 22, 1871.

Chapter 1869. An act to incorporate the Glasgow, Tompkinsville, and Cumberland River Turnpike Road Company. Approved March 22, 1871.

Chapter 1870. An act to regulate the manner of constructing cattle-guards on railroads in this Commonwealth. Approved March 22, 1871.

Said act reads as follows:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That it shall be the duty of all railroad companies in this Commonwealth to make good and sufficient cattle-guards on their roads by sinking each pit at least three feet deep and six feet wide; the girders on which the rails are laid across the pit shall not exceed eight inches in width at their tops.

§ 2. That where cattle-guards, now in existence, fail to conform to the provisions of the first section of this act, it shall be the duty of railroad companies owning such roads to change their cattle-guards so as to make them conform to the requirements of the first section of this act: *Provided*, That no such change need be made in cattle-guards in existence at the date of the passage of this act, unless demanded by some person interested, who shall first give the railroad company at least twenty days' notice, in writing, of the required change.

§ 3. That if any railroad company shall fail to comply with the provisions of this act, such company, for every such failure, shall be liable for all damages sustained by any one by reason of such failure, to be recovered in any court of competent jurisdiction.

§ 4. This act shall take effect from its passage.

Chapter 1871. An act to print sheriffs' and master commissioners' advertisements of land sales in Carroll county in paper printed in said county. Approved March 22, 1871.

Chapter 1872. An act to repeal an act, entitled "An act to enable Warren county to construct macadamized and other roads in said county." Approved March 9th, 1868. Approved March 22, 1871.

Chapter 1873. An act to amend the charter of the town of Irvine. Approved March 22, 1871.

Chapter 1874. An act for the benefit of the trustees of the town of Shelbyville. Approved March 22, 1871.

Chapter 1875. An act to incorporate the Hebrew Adath Israel Congregation of the city of Owensboro. Approved March 22, 1871.

Chapter 1876. An act to incorporate the Wayne County Agricultural and Mechanical Society. Approved March 22, 1871.

Chapter 1877. An act to incorporate the Rough and Ready and Candensville Turnpike Road Company. Approved March 22, 1871.

Chapter 1878. An act to authorize Wm. Green, of Elliott county, to erect a mill-dam across Little Sandy river. Approved March 22, 1871.

Chapter 1879. An act to amend the charter of the Newcastle and Kentucky River Turnpike Road Company. Approved March 22, 1871.

Chapter 1880. An act to amend an act to incorporate the Kentucky River Turnpike Road Company. Approved March 22, 1871.

Chapter 1881. An act for the benefit of the Pendleton Academy. Approved March 22, 1871.

Chapter 1882. An act for the benefit of Jno. W. Duncan, sheriff of Wayne county. Approved March 22, 1871.

Chapter 1883. An act supplemental to an act, approved March 14, 1871, entitled "An act amending an act, entitled 'An act incorporating the Bardonia and Bloomfield Turnpike Road Company.'" Approved March 22, 1871.

Chapter 1884. An act concerning the revenue and Sinking Fund. Approved March 22, 1871.

Said act reads as follows:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Governor of the State be, and he is hereby, authorized to borrow from the Commissioners of the Sinking Fund any amount of money, not exceeding five hundred thousand dollars, which to him shall be made to appear as necessary, in aid of the ordinary revenue of the State in the Treasury, to meet the appropriations and expenses of the present General Assembly. *Provided, however*, The same shall be placed back to the credit of the Sinking Fund as soon as it shall be paid into the Treasury by or from any having charge of the revenues of the State not yet paid over.

§ 2. This act shall take effect from its passage.

Chapter 1885. An act to repeal the act creating Urania school district, in Barren county. Approved March 22, 1871.

Chapter 1886. An act to repeal section 2d of an act to amend the charter of Princeton College. Approved March 22, 1871.

Chapter 1887. An act to expedite the collection of the war claim of the State of Kentucky. Approved March 22, 1871.

Said act reads as follows:

WHEREAS, The Congress of the United States has repealed section 1 of act of July 27, 1861, "being an appropriation for refunding to States expenses incurred in raising volunteers during the late rebellion," to take effect from and after June 30th, 1871, after which date the payment of State claims will depend upon appropriations of Congress; therefore,

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Commissioners of the Sinking Fund be, and they are hereby, directed and authorized to use every prudent means which will in their judgment hasten the collection or settlement of the claim of Kentucky before the 30th June, 1871, when the general appropriation will expire.

§ 2. That the Commissioners of the Sinking Fund be, and are hereby, authorized to employ whatever labor and assistance they may deem necessary to obtain this result: *Provided*, That all compensation for such labor and assistance shall be contingent upon the collection in part or whole of the entire claim.

§ 3. This act shall take effect from and after its passage.

Chapter 1888. An act to prohibit the carrying of concealed deadly weapons. Approved March 22, 1871.

Said act reads as follows:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That if any person shall hereafter carry concealed any deadly weapons upon their persons other than an ordinary pocket-knife, except as provided for in next section, he shall be fined, on the first conviction, not less than twenty-five dollars nor more than one hundred dollars, or imprisoned not less than thirty days nor more than sixty days, or both so fined and imprisoned; and on any subsequent conviction not less than one hundred nor more than four hundred dollars, or imprisoned not less than two months nor more than six months, or both.

§ 2. That the carrying of concealed deadly weapons shall be legal in the following cases: First, where the person has reasonable grounds to believe his person, or the person of some of his family, or his property, is in danger from violence or crime; 2d, where sheriffs, constables, marshals, and policemen carry such weapons as may be necessary to their protection in the efficient discharge of their duty; 3d, where persons are required by their business or occupation to travel during the night, the carrying concealed deadly weapons during such travel.

§ 3. It shall be the duty of all ministerial officers in this State to apprehend each violator within their knowledge of this act, and to take such person before the magistrate or justice of the peace in the precinct in which said offense was committed, who, if he believes the accused is guilty, on hearing the proof, shall require him to give such bail as will insure his appearance at the next term of the circuit court for said county, to answer any indictment found against him in said court for said offense.

§ 4. If any such officer shall knowingly and willfully fail to discharge his duty in this respect, he shall, upon indictment found by the grand jury of his county and on conviction, be fined in the sum of one hundred dollars.

§ 5. That it shall be deemed concealed to carry deadly weapons in a scabbard or belt, if the belt is under the coat, fastened around the person.

This act shall be given in charge by the judges to the grand jury, and shall take effect from its passage.

Chapter 1889. An act to prevent the sale of spirituous, vinous, or malt liquors in the town of DeMossville, in Pendleton county. Approved March 22, 1871.

Chapter 1890. An act to prohibit the sale of spirituous, vinous, or malt liquors within one mile of the Glasgow railroad depot, outside the corporate limits of the town of Glasgow. Approved March 22, 1871.

Chapter 1891. An act to prevent the sale of spirituous, vinous, or malt liquors in German-town district, No. 4, in Clark county. Approved March 22, 1871.

Chapter 1892. An act to regulate the sale of vinous, malt, or other intoxicating liquors within Elk Creek precinct, in Spencer county. Approved March 22, 1871.

Chapter 1893. An act to prohibit the sale of spirituous, vinous, or malt liquors in the town of Middleburg, in Casey county. Approved March 22, 1871.

Chapter 1894. An act to authorize Edward Hopper to qualify, execute bond, and act as executor of the last will and testament of Seymour Hopper, deceased. Approved March 22, 1871.

Chapter 1895. An act to restrict the granting of license to sell spirituous, vinous, or malt liquors, and the sale thereof, in the town of Litchfield, or within two miles of the courthouse therein. Approved March 22, 1871.

Chapter 1896. An act to amend an act, entitled "An act to incorporate the Cincinnati, Covington, and Cumberland Gap Railroad Company," approved March 11, 1867.

[Corporation revived, and allowed three years from passage of this act to open books for subscription of stock. Whenever \$10,000 of stock is subscribed, company may organize, and have survey of route made, and of the mineral lands lying within six miles of it; but not to proceed to construct road until bona fide subscription of \$1,000,000 is obtained.] Approved March 22, 1871.

Chapter 1897. An act supplementary to an act, entitled "An act to establish a chancery court in the counties of Campbell, Kenton, Bracken, and Pendleton," approved March 20, 1871. Approved March 22, 1871.

Said act reads as follows:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That nothing in an act, entitled "An act to establish a chancery court in the counties of Campbell, Kenton, Bracken, and Pendleton," approved March 20, 1871, shall be construed as to be taken in any manner to affect the jurisdiction of the circuit courts in said counties,

in equity causes or proceedings, until such time as the first chancery shall have been commissioned, and the causes transferred to said chancery court, as in said act provided.

§ 2. All process and warning orders heretofore issued or made, or hereafter issued or made returnable to any term of the circuit court in said counties, shall have the same effect as if issued or made returnable to any term of said chancery court, commencing in time for the return of such process or orders, as now provided by law.

§ 3. This act shall take effect from its passage.

Chapter 1898. An act for the benefit of J. C. Calhoun, sheriff of McCracken county. Approved March 22, 1871.

Chapter 1899. An act to provide for the transfer of cases from the McCracken circuit court to the McCracken common pleas court, in certain cases. Approved March 22, 1871.

Said act reads as follows:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the judge of the McCracken circuit court shall, in any action in equity now pending in said court, transfer the same to the court of common pleas in said county; or in vacation, the clerk of the circuit court, upon the written request of the plaintiff or plaintiffs, or their attorney, in any action in equity now pending in the circuit court of McCracken county, shall transfer the same to the court of common pleas for McCracken county; and all such cases so transferred shall progress as if originally brought in the court of common pleas. This act shall remain in force until first day of January next.

§ 2. This act shall take effect from and after its passage.

Chapter 1900. An act to incorporate the Green River Synod of the Cumberland Presbyterian Church in Kentucky. Approved March 22, 1871.

Chapter 1901. An act to change the time for the payment of the revenue into the State Treasury, and to amend the revenue laws. Approved March 22, 1871.

Said act reads as follows:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the sheriff or collector of the State revenue in each county of this Commonwealth shall, on the first day of October, and every sixty days thereafter, under oath, report to the Auditor of Public Accounts the amount of taxes he has collected, and pay the same over immediately; and shall account for and pay all moneys which he is bound into the State Treasury by the first day of April, 1872, and by the first day of April in each year thereafter; and upon his failure to do so, he and his sureties shall be liable therefor, and shall be proceeded against in the same manner as now prescribed by law.

§ 2. That hereafter a quarterly by the Auditor for the revenue tax of the preceding year shall be produced by the sheriff to the State Treasury at the first of May, instead of the time now prescribed by law.

§ 3. Any person or persons failing to pay their taxes by the first day of April in the year following the assessment for such taxes, shall pay five (5) per cent. additional on the tax so due and unpaid.

§ 4. The Auditor, in his settlement with the sheriff, shall charge him with the per cent. accruing under the provisions of this act.

§ 5. So much of all laws as conflict with the provisions of the foregoing act, are hereby repealed.

§ 6. This act shall take effect from and after its passage.

Chapter 1902. An act to incorporate the Eminence Agricultural and Mechanical Association. Approved March 22, 1871.

Chapter 1903. An act to incorporate the Farmers' Bank of Webster. Approved March 22, 1871.

Chapter 1904. An act to amend an act, entitled "An act to incorporate the Louisville, Harrod's Creek, and Westport Railway Company." Approved March 22, 1871.

Chapter 1905. An act for the benefit of R. T. P. Allen and his associates. Approved March 22, 1871.

Chapter 1906. An act to amend an act to incorporate the Eagle Petroleum and Mineral Company, approved February 10th, 1865. Approved March 22, 1871.

Chapter 1907. An act to incorporate the Lexington and Clay's Cross Roads Turnpike Company. Approved March 22, 1871.

Chapter 1908. An act for the benefit of school district No. 49, in Monroe county. Approved March 22, 1871.

Chapter 1909. An act for the benefit of W. H. Stanley. Approved March 22, 1871.

Chapter 1910. An act for the benefit of school district No. 7, of Henry county. Approved March 22, 1871.

Chapter 1911. An act to amend an act, entitled "An act to incorporate the town of Pleasantville, in Henry county." Approved March 22, 1871.

Chapter 1912. An act to protect owners of land in Carroll, Hardin, and Gallatin counties from trespasses.

§ 1. Any person entering upon the lands of another, in the above named counties, without the consent of the owner, for the purpose of hunting or chasing any kind of game, shall be deemed guilty of trespass, and, upon conviction, shall be fined not less than \$10 nor more than \$20; provided no conviction shall be had under this act unless the owner of the land has, prior to such hunting, given notice of advertisement in some newspaper published in said county, or some adjoining county, warning all persons from entering upon the same for the purpose of hunting. This act may be enforced by presentment by a grand jury or before any magistrate upon complaint of the owner, who shall be a competent witness. Fines recovered under this act shall be paid into jury fund.] Approved March 22, 1871.

Chapter 1913. An act for the benefit of Benjamin D. Beall, clerk of the Campbell circuit court. Approved March 22, 1871.

Chapter 1914. An act for the benefit of the judges of the Todd and Harrison county and quarterly courts.

§ 1. Any person who has partners to practice law in all the courts of this Commonwealth except courts from which appeals to their courts could be taken, and the county and quarterly courts of said counties.] Approved March 22, 1871.

Chapter 1915. An act to incorporate the Campbell County, Kentucky, Bank. Approved March 22, 1871.

Chapter 1916. An act to amend the charter of the town of Midway. Approved March 22, 1871.

Chapter 1917. An act to amend the law in relation to county judges, approved February 13, 1868. Approved March 22, 1871.

Said act reads as follows:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the act, entitled "An act to amend the law in relation to county judges," approved February 13th, 1868, be, and the same is, so amended as that hereafter any county judge, who is a licensed lawyer, may form partnerships with licensed lawyers, to practice law in any courts except his own, or such as from whence appeals may be taken to his court: *Provided, however*, That the provisions of this act shall not apply to the counties of Warren, Scott, and Pendleton.

§ 2. This act shall take effect from its passage.

Chapter 1918. An act to amend the charter of the city of Hickman. Approved March 22, 1871.

Chapter 1919. An act to provide for the settlement of the accounts of Jordan Clark and Thomas P. Smith, late receivers of the Louisville chancery court. Approved March 22, 1871.

Chapter 1920. An act to amend an act, entitled "An act for the benefit of the town of St. Albans, in Monroe county." Approved March 22, 1871.

Chapter 1921. An act establishing the Orphans' School of Daughters' College. Approved March 22, 1871.

Chapter 1922. An act for the benefit of John L. Ross, of Ballard county. Approved March 22, 1871.

Chapter 1923. An act for the benefit of Harrison Colthes, of Ballard county. Approved March 22, 1871.

Chapter 1924. An act to amend an act, entitled "An act transferring portions of the Elizabethtown and Bell's Tavern Turnpike Road to the counties of Hardin, Hart, and Barren," approved December 23d, 1861.

[Amended by striking out of section one the words: "That part of the Bardonia and Green River Turnpike Road that lies in the county of Larue, between Muldrough's Hill and the Hart county line." Approved March 23, 1871.

Chapter 1925. An act to incorporate the town of Milledgeville, in Lincoln county. Approved March 23, 1871.

Chapter 1926. An act to amend an act, entitled "An act to establish a State House of Reform for Juvenile Delinquents," approved February 15th, 1869. Approved March 23, 1871.

Said act reads as follows:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the aforesaid act be, and the same is hereby, so amended that all the courts of this Commonwealth, having competent jurisdiction thereof, shall commit all white male and female persons, between the ages of eight and seventeen years, to said House of Reform, when convicted before them of vagrancy or petit larceny, and of any crime less than murder.

§ 2. Any person who shall be committed to said House of Reform, by the courts of this Commonwealth, until the Governor shall have announced, by public proclamation, that provision has been made for taking care of females in said institution.

§ 3. This act shall take effect from and after its passage.

Chapter 1927. An act to prohibit the sale of spirituous or vinous liquors in the town of Warsaw, and within four miles thereof, in Gallatin county. Approved March 23, 1871.

Chapter 1928. An act to amend an act, entitled "An act to facilitate the finding of records in the Warren circuit court," approved February 25th, 1870.

[Amended, by striking out of section one the words: "That the clerk, for making indexes and cross-indexes of the records of said court, shall receive his pay from the State Treasury, instead of from the county levy." Approved March 23, 1871.

Chapter 1929. An act to amend an act, entitled "An act to amend an act to allow the citizens of Henry county to vote a tax in aid of turnpike companies of said county." [County judge shall receive one half per cent. out of the said turnpike fund collected, for making the settlement with the sheriff, as required in said act.] Approved March 23, 1871.

Chapter 1930. An act to amend subsection 1 of section 614 (title 13, article 2), of the Civil Code of Practice. Approved March 23, 1871.

Said act reads as follows:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That subsection 1, of section 614 (title 13, article 2), of the Civil Code of Practice, be, and the same is hereby, amended, by striking out the following words: "or in an adjoining county," so that the section shall read as follows: "The witnesses do not reside in the county where the action is pending, or is absent from the State."

§ 2. This act shall take effect from and after its passage.

Chapter 1931. An act further to define the duties of clerks of circuit, chancery, and county courts of this Commonwealth. Approved March 23, 1871.

Said act reads as follows:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That hereafter it shall be the duty of the clerks of the circuit and chancery courts of this Commonwealth to keep a registry of all suits brought to settle insolvent estates in said suits; and upon the filing of any petition for the settlement of any such estate and distribution of its assets, to notify the clerk of the county court of their respective counties of that fact; and that upon a decree directing the distribution of such estate, to report the same, together with the style of the suit in which the estate was settled, to the clerk of the county court of their respective counties within thirty days after the rendition of such decree; and said clerk shall keep an alphabetical register of the same, with the style of the suit in which such estate was settled.

§ 2. It shall be the duty of the county clerk of the county wherein such estates are settled, as provided in the first section of this act, to record such notice and style of suit in the volume kept for recording such notices, and to make proper entries upon the register of estates.

§ 3. For services rendered under this act, the clerks of circuit, chancery, and county courts shall be entitled to the fees now allowed by law for similar services in other cases, the same to be taxed by the circuit or chancery court clerks as part of the costs of the action; and the county clerk shall be charged his fees to the plaintiff in such suits.

§ 4. This act shall be in force from its passage.

Chapter 1932. An act to provide for the payment of the State debt. Approved March 23, 1871.

Said act reads as follows:

WHEREAS, It appears to the satisfaction of this General Assembly that the assets, consisting of stocks, railroad bonds, bonds, &c., held by the Commissioners of the Sinking Fund, are ample and sufficient to liquidate the entire outstanding bonded indebtedness of the State, as also to supply all past and estimated deficits of the revenue proper; and that hereafter the revenue proper would annually receive from different sources an income of one million and one hundred and eighty thousand dollars; and that the Sinking Fund, sufficient to supply the annual deficits of the revenue proper; therefore,

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Governor of this Commonwealth shall, within thirty days, appoint a discreet person, other than a member of the Sinking Fund, as an agent to negotiate for and purchase, by and with the consent and approval of the Governor, the outstanding bonded indebtedness of the State.

§ 2. That in payment of the purchase price of said bonds so purchased, said agent shall draw on the Commissioners of the Sinking Fund for the amount respectively agreed to be paid therefor, and shall immediately give notice thereof to said Board of Commissioners and the amount so drawn; and thereupon said Commissioners of the Sinking Fund shall immediately provide for the payment of said drafts.

§ 3. That said Board of Commissioners of the Sinking Fund are hereby vested with full power, authority, and are instructed to sell so many of the bonds and stocks owned by the State and held by said Commissioners as may become necessary to make prompt payment of all drafts so drawn by said agent, as herein authorized; said Commissioners being hereby vested with full discretion as to what bond or stocks they will first sell; and are required to exercise their powers and to provide dividends are held by the Bank of Kentucky and Bank of Louisville, before making sale of the shares of stock in said banks, and in making sale thereof must guard the State's interest in said reserved funds and accrued interest.

§ 4. That all acts or parts of acts in conflict with this act be and are hereby repealed.

§ 5. This act shall take effect from its passage.

Chapter 1933. An act to amend the charter of the Elizabethtown and Tennessee Railroad Company. Approved March 23, 1871.

Chapter 1934. An act to amend an act, entitled "An act to incorporate the Louisville and Chattanooga Grand Trunk Railroad Company." Approved March 23, 1871.

Chapter 1935. An act to amend an act, entitled "An act to incorporate the Morganfield and Seebree Railroad Company." Approved March 23, 1871.

Chapter 1936. An act for the benefit of Jno. W. Robinson, of Hickman county. Approved March 23, 1871.

Chapter 1937. An act to incorporate the Paris, Georgetown, and Frankfort Railroad Company. Approved March 23, 1871.

Chapter 1938. An act to incorporate the Broadway and Dunkirk Railway Company. Approved March 23, 1871.

Chapter 1939. An act to incorporate the Kentucky and Southern Railroad Company. Approved March 23, 1871.

Chapter 1940. An act to amend an act, entitled "An act to incorporate the Louisville, Memphis, and New Orleans Railway Company," approved February 20, 1870. Approved March 23, 1871.

Chapter 1941. An act for the benefit of John Solomon Smith, of the county of Shelby. Approved March 23, 1871.

Chapter 1942. An act for the benefit of William T. Langridge, a minor under the age of twenty-one years. Approved March 23, 1871.

Chapter 1943. An act to amend and reduce into one the several acts in relation to the town of Slaughterville, in Webster county. Became a law February 28, 1871, the Governor having failed to return the same to the Legislature within the time required by the Constitution.

Chapter 1944. An act to amend an act, entitled "An act to incorporate the town of Concordia." Became a law March 6, 1871, the Governor having failed to return the same to the Legislature within the time required by the Constitution.

Chapter 1945. An act to amend an act, entitled "An act to amend and reduce into one the several acts concerning the town of Hopkinsville, approved March 5, 1870. Became a law March 6, 1871, the Governor having failed to return the same to the Legislature within the time required by the Constitution.

Chapter 1946. An act to authorize life insurance companies to make special deposits of securities in the insurance department. Became a law March 15, 1871, the Governor having failed to return the same to the Legislature within the time required by the Constitution.

Said act reads as follows:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, Any life insurance company now or hereafter incorporated by this State, and authorized, under the laws thereof, to make insurance on lives, may deposit in the Insurance Department mortgages on unencumbered real estate in the State of Kentucky worth at least double the amount loaned thereon (and in addition to the securities now required and authorized by law to be deposited by life insurance companies), to any amount not less than twenty thousand dollars, in the manner and for the purpose hereinafter named: *Provided*, That when any mortgage shall be deposited, it shall be accompanied with the evidence of the debt, and with a notice served upon, or duly acknowledged by, the mortgagor, that the same has been transferred to the Insurance Department, and will be deposited in said department, to be held for the uses and purposes named in said act: *Provided further*, That such transfer shall be noted of record on the face of said mortgage, and such entry shall be certified on the mortgage by the clerk of the county court of the county where such mortgage is recorded.

§ 2. The mortgages deposited by any company under this act shall be legally transferred by it to the Commissioner of the Insurance Department, for the common benefit of all the holders of its registered policies and annuity bonds issued under the provisions of this act, and he shall hold the same in trust for the purposes and objects specified in this act; said mortgages shall not be alienated from the purposes of said trust, nor transferred, except in the manner hereinafter provided, and in compliance with the insurance laws of this State relating to such transfers: *Provided*, That any company hereafter electing to make special deposits, as authorized by this act, shall do so in respect to all policies thereafter issued, and not a portion of them only. *Provided further*, That any company making such special deposit shall first satisfy the Commissioner of Insurance that no part of the assets of said company previously held for the benefit or security of any non-registered policy, has been impaired in making such deposit.

§ 3. Whenever any such company shall legally transfer to the Commissioner of the Insurance Department any amount of said mortgages, not less than twenty thousand dollars, said Commissioner shall issue to said company registered policies of insurance or annuity bonds, of such denominations or amounts as the said company may require; such policies and annuity bonds shall bear upon their face the words, "The net value of this policy is secured by approved real estate mortgages deposited with the State of Kentucky," with the seal of the said department, and shall be countersigned by the Commissioner or his authorized deputy, who shall cause to be indorsed on such policy the net value thereof at the beginning and end of each year, and the number of such securities, and the number it may have to run; and at the end of said ten years, if requested by the holder, make a similar indorsement for the next succeeding ten, or any less number of years it may have to run before becoming a claim.

§ 4. The said Commissioner shall, on delivery of said policies or annuity bonds to any of the said life insurance companies, charge to said companies, respectively, the net value of the net present value of such policies or annuity bonds, valued by the tables authorized by law in relation to life insurance companies, according to the amount and number of premiums paid annually, semi-annually, or quarterly thereon, and the terms thereof; but in no case shall the amount of such value exceed, in the aggregate, the amount of the securities deposited under the provisions of this act. On the first days of January and July of each and every year, or within sixty days thereafter, the said companies shall make a return to the Commissioner of the Insurance Department, under the oath of the president and actuary, of the exact condition of the registered policies received from the said department, and of the proceeds of account of the said policies, and shall deposit with the said Commissioner additional and similar mortgages to an amount equal to any increase of value of the policies heretofore issued, and which shall remain in force, valued by the same rule as upon the issue thereof; and the mortgages thus from time to time deposited, or so large an amount thereof as may be necessary to equal, at all times, the net value of all the outstanding registered policies and annuity bonds of said companies, shall be held by said Commissioner in trust as aforesaid, until the obligations of said companies, under the said registered policies and annuity bonds, shall, to the satisfaction of the said Commissioner, be fully liquidated, or annulled; but nothing in this act shall be construed as implying any obligation on the part of the State to pay the policies and annuity bonds issued under this act. The Treasurer of the State, and any person duly authorized by the depositing or registering company, shall, at all times, in the usual office hours, have access to the books and other documents in the Insurance Department, relating to the deposits made, and policies and annuity bonds issued under the provisions of this act; and they shall also, at all such times, have access to said mortgages as may be necessary for the examination thereof. The Treasurer shall, for the services required by this act, receive the annual salary of two hundred and fifty dollars, to be paid by the company availing themselves of the privileges of this act. The said mortgages, when deposited, shall be registered by said Commissioner in a book to be provided for that purpose, which shall be kept as an open record in his office, and shall be indorsed with the name of the company depositing, the date of the deposit, and the purpose for which the same is deposited, which indorsement shall be signed by the company making the deposit and the Commissioner, and countersigned by the Treasurer; and the said Commissioner shall, upon the receipt of said mortgages, and upon the request of the company to which they belong, make a special deposit of the same in a package marked with the name of the company, and the date of deposit, in an office incorporated bank of this State which he may approve, to be there held in trust and for the uses herein declared, unless removed by the mutual consent, in writing, of the company and the Commissioner, which shall be countersigned by the Treasurer, and entered on the register aforesaid.

§ 5. The said depositing companies may, at any time, withdraw any excess of mortgages above the net present value heretofore specified, upon satisfying the said Commissioner, by written proof, to be filed in the said de-

partment, that such excess exists, and shall be allowed to receive the interest on all mortgages deposited, and to exchange such mortgages by substituting others, as now provided by the act in relation to life insurance companies, approved March 12, 1870.

§ 6. The said Commissioner shall deliver to the Superintendent of the Insurance Department the policy and annuity bonds, engraved, printed, or printed and written, in such manner as the said Commissioner shall direct, with duplicate originals of the same, duly signed. Upon receipt by the Commissioner he shall cause them to be duly registered, in proper books kept for that purpose, in consecutive numbers, corresponding to the numbers on said policies and bonds; shall cause his name, or the name of his deputy, to be inscribed on the policies and bonds, and affix the seal of the department to the same, and shall return the original policies to the said depositing companies respectively. The expenses necessarily incurred in registering, countersigning, and sealing the said policies and annuity bonds, and in otherwise executing the provisions of this act, including the salary of the Treasurer, shall be audited and paid out of any moneys in the Treasury not otherwise appropriated; and, for the purpose of reimbursing the same, the said Commissioner is hereby authorized to charge against the said policies and annuity bonds, respectively, an amount sufficient for such purpose as may be just and reasonable. It shall be the duty of the said Commissioner to receive mutilated policies and annuity bonds issued to the said companies, and deliver, in lieu thereof, other policies and bonds of like tenor and date; and in case of lost policies or annuity bonds, to furnish certified copies of the duplicates on file in his office.

§ 7. If, at any time, the affairs of any life insurance company which has deposited mortgages under this act, shall, in the opinion of the Commissioner of the Insurance Department, appear in such a condition as to render the issuing of additional policies and annuity bonds by said company injurious to the public interest, the said Commissioner shall report that fact to the Attorney General, whose duty it shall then be to apply to the circuit court for an order, requiring said company to show cause why its business should not be closed. The court shall thereupon proceed to hear the allegations and proofs of the respective parties; and in case it shall appear to the satisfaction of the court that the assets and funds of said company are not sufficient to justify the further continuance of the business, and the lives, granting annuities, and incurring new obligations, as authorized by its charter, then the said court shall issue an order enjoining and restraining said company from the further prosecution of its business, and shall also appoint a receiver of all the assets and credits of the said company, for the purpose of settling its affairs, and of distributing the same among the holders of its policies, annuities, and bonds, and of justifying the further continuance of the business, and of justifying the faithful performance of his duties, shall take possession of all the assets and credits of said company, except the mortgages deposited in the Insurance Department under the provisions of this act, which said mortgages shall remain in said department to be disposed of as hereinafter provided.

§ 8. The said receiver shall, immediately on entering upon the duties of his office, appoint a competent actuary, approved by the Commissioner of the Insurance Department, who shall make a careful investigation, according to the standard fixed by the laws of this State, into the condition of said company, and report thereon, in writing, under oath, to said court, and receive the same, and shall cause to be found that the mortgages deposited by said company in the Insurance Department, and the assets and credits, including the future premiums that will mature on the outstanding policies, and other obligations of said company, are sufficient, under the laws of this State, to pay all the policies, annuities, and other obligations of said company as they may mature by the terms thereof, and the legal costs and expenses incident to the business; and if said actuary's report shall be confirmed by the court, the said receiver shall notify the holders of said policies, annuities, and other obligations, requiring them, as such receiver, all premiums, payments due or to become due to said company, from time to time, on the said policies, annuities, or other obligations, and notice shall be given, by depositing the same in the post-office, at the place where said company has its principal business office, addressed to said parties respectively, at their several residences, so far as the same can be ascertained by said receiver; and also by the publication of said notice in some newspaper of general circulation in the State, once a week, for six successive weeks; or on the confirmation of the report of said actuary, the court may, in its discretion, direct the receiver to reinstate all registered policies in some solvent company, on the execution by said receiver of an assignment to said reinsuring company of all mortgages on deposit in trust for registered policyholders, or such portions thereof as said court may direct. And in case the said report of the said actuary shall show that the said mortgages, assets, credits, and premiums are not sufficient, under the laws of this State, to pay all the policies, annuities, and other obligations of said company as they may mature by the terms thereof, the receiver shall, at the expense of said receiver, the legal costs and expenses of said receivership, the said receiver shall notify the said Commissioner thereof, and the Commissioner shall, with the consent of the Treasurer of the State, and in such manner as the said receiver, Commissioner, and Treasurer, or a majority of them, shall determine, convert said mortgages into money; and the proceeds of such mortgages shall be paid from the said money, and the said receiver shall notify said Commissioner, and shall be applied by said receiver, as follows: to the payment of the registered policyholders of said company, in proportion to the net value of their policies respectively; and to the registered annuities of said company, in proportion to the then present value of their respective annuities, as estimated by the legal standard; and the balance of the said money shall be paid to the Insurance Department, and shall be applied to the payment of all the just debts of said company incurred in the conducting and carrying on its lawful business.

§ 9. Whenever the business of any company shall be continued under the provisions of the next preceding section, in case the receipts for premiums, and from all other sources, shall, at any time, be in excess of the sums required to meet the policy, and all other obligations of said company, said receiver, whenever such excess shall exist, shall, for the purpose of said company, invest said excess in such securities as are authorized to be deposited in the Insurance Department, and shall deposit said securities with the Commissioner of said department in the manner herein provided. If, at any time, the funds in the hands of said receiver are not sufficient to meet such obligations of said company as they may mature, the said receiver shall, for the purpose of said company, invest said excess in such securities as are authorized to be deposited in the Insurance Department, and shall deposit said securities with the Commissioner of said department in the manner herein provided. If, at any time, the funds in the hands of said receiver are not sufficient to meet such obligations of said company as they may mature, the said receiver shall, for the purpose of said company, invest said excess in such securities as are authorized to be deposited in the Insurance Department, and shall deposit said securities with the Commissioner of said department in the manner herein provided. If, at any time, the funds in the hands of said receiver are not sufficient to meet such obligations of said company as they may mature, the said receiver shall, for the purpose of said company, invest said excess in such securities as are authorized to be deposited in the Insurance Department, and shall deposit said securities with the Commissioner of said department in the manner herein provided.

§ 10. On the first day of January in every year, or within thirty days thereafter, an inventory of the assets and liabilities of said company, as received and held by the Commissioner of the Insurance Department, into the affairs of said company; and if, upon such investigation, it shall be found that a surplus of its assets, not less in amount than ten thousand dollars, exists, after making adequate provision for the payment of its liabilities, the Commissioner shall, at maturity, of said company, and the legal expenses of said receivership, and in case of a joint stock company, over and above the amount of its capital, such portion of said surplus as may, under the charter of said company, if a stock

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ment of these claims be, and is hereby, set apart to be used in satisfaction of any further claims which may be presented under the above recited acts: *Provided*, That all claims arising under these acts which are not made within the time specified in the said acts, shall be presented to the Auditor General, regularly proven and made a sufficient voucher, on or before the 1st day of July, 1871, from which date the above recited acts are hereby repealed.

§ 3. That the above recited acts, be, and are hereby, amended in so far as they direct the payment of these claims from the Treasury proper, it being the object of this act to provide through the adjustment of these claims by the General Government, a special fund from which alone they shall be paid.

§ 4. This act to take effect from its passage.

Chapter 1211. An act for the benefit of the judge of the city court of Louisville.

[Enacted to receive claims from the holding examining courts in cases of felony as are now allowed by law to justices of the peace when associated with another justice as an examining court, and to be paid in the same manner; all laws conflicting with this are repealed.] Approved February 3, 1871.

Chapter 1212. An act to prohibit the granting of license for the sale of spirituous or vinous liquors of the town of Harrodsburg, or two miles thereof. Approved February 3, 1871.

Chapter 1213. An act to amend the charter of the River Road Company of Jefferson county. Approved February 6, 1871.

Chapter 1214. An act to amend an act, entitled "An act to incorporate St. Paul's Protestant Episcopal Church, in Newport, Ky.," approved February 10, 1845. Approved February 6, 1871.

Chapter 1215. An act authorizing the county clerk to furnish cross-indexes for certain record books in Cumberland county. Approved February 6, 1871.

Chapter 1216. An act to establish a court of common pleas in Caldwell county. Approved February 6, 1871.

Said act reads as follows:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That there be, and is hereby, established in Caldwell county a court of justice, which shall be known as the Caldwell court of common pleas, and which shall be a court of record; and have a seal bearing its name, and the arms of this Commonwealth; and shall have the same original jurisdiction which the circuit court of Caldwell county has of all civil business, by suits at law, in equity, motion, or otherwise; and shall have the same appellate jurisdiction that the Caldwell circuit court now has in civil actions and traverses of writs of forcible entry and of writs of forcible detainer, and bonds to suspend the sale of property, under execution or attachment, and under distress warrant, or attachment for rent, shall be taken to and tried in said court of common pleas in the same manner as they are now tried and disposed of in the Caldwell circuit court; but said court of common pleas shall have no criminal or penal jurisdiction.

§ 2. The said court of common pleas shall be held by the judge of the said court of common pleas in the third judicial district of this Commonwealth, and his successors in office; and the judge who may hold the Caldwell court of common pleas may appoint a master commissioner for said court, and examiners for Caldwell county, and he shall be a conservator of the peace in said county, and out of court shall have the same power as judges of circuit courts have, and shall have the same right that judges of circuit courts have to grant and try writs of *habeas corpus*, mandamus, and writs of prohibition.

§ 3. The Code of Practice of this State shall regulate and govern all actions and proceedings in the Caldwell court of common pleas in the same manner, and to the same extent, as in circuit courts of this State, and the same practice shall prevail in said court of common pleas as in such circuit courts; and the provisions of the Revised Statutes of Kentucky, and the amendments thereto, regulating the election and qualification of *pro tem* judges of circuit courts, shall regulate and govern the election and qualification of *pro tem* judges of the Caldwell court of common pleas.

§ 4. The Caldwell circuit court shall, by order, on the last day said circuit court shall be held at its May term, in the year 1871, transfer from said circuit court to the Caldwell court of common pleas all common law business, by suit, motion, or bonds to suspend the sale of property taken under execution, attachment, or distress warrant for rent, which may, at that time, be pending and undetermined in said circuit court, and shall, on motion of either party, also transfer, by order from said circuit court to said court of common pleas, all actions in equity which may be then pending and undetermined in said circuit court: *Provided*, That any suit, motion, appeal, or proceeding in said circuit court, in which a motion for a new trial shall be then pending, shall not be so transferred. Causes transferred shall be regularly docketed and tried in and by said court of common pleas, and proceed therein to final judgment in the same manner as if the same had been originally instituted in said court of common pleas.

§ 5. The laws regulating the change of venue in civil actions pending in circuit court shall regulate the change of venue of any action from the Caldwell court of common pleas to the circuit courts of this State, and from such circuit court to such court of common pleas; and whenever it shall be made to appear to the judge of said court of common pleas, or to the judge of the Caldwell circuit court, that there are actions pending in said courts, and that it would be right and proper to have the same consolidated and heard together, it shall be the duty of the judge of either of said courts to transfer all such causes to the docket of either the said circuit court or said court of common pleas, so that all said causes may be heard and tried together in the same court, which shall be done by an order entered upon the order book of the court making such transfer: *Provided*, That where causes have been transferred from one court to the other, no second order of transfer shall be made, unless with the consent of all the parties to the action; and the laws regulating the selecting, summoning, and empanelling petit jurors in the circuit courts of this State shall regulate the selecting, summoning, and empanelling petit jurors in the Caldwell court of common pleas.

§ 6. The sheriff, coroner, constables, and marshals of Caldwell county shall respectively perform all the duties in all cases and proceedings in said Caldwell court of common pleas which, by law, they are required to perform in the Caldwell circuit court, and shall respectively be entitled to the same fees and compensation therefor that they are allowed by law for similar services in said circuit court, collectable in the same manner; and the sheriff, coroner, constables, and marshals in the several counties throughout this State shall execute all precepts, and process, summons, and writs of execution, which to them shall be directed from said court of common pleas, and return the same to the office of the clerk thereof, and be responsible in like manner as for process, precepts, summons, and writs of execution, issued from the circuit courts of this State.

§ 7. The clerk of the Caldwell circuit court, and his successors in office, shall be clerk of the Caldwell court of common pleas, and perform all the clerical duties thereof, and be entitled to the same fees as are allowed by law for similar services in the circuit court, collectable in like manner, and such clerk shall be responsible upon his official bond, for the faithful discharge of his duties herein, in the same manner, and to the same extent, as acts done or omitted to be done in the circuit court. The certificate of such clerk, certifying the records of the Caldwell court of common pleas, shall have the same force and effect as is given by law to certificates of clerk of circuit courts; and the records of the Caldwell court of common pleas shall have the same force and effect, as evidence and otherwise, as records of circuit courts have. The clerk of the Caldwell circuit court shall procure a set of record books for the Caldwell court of common pleas, such as are used in the circuit courts of this State, and which shall be kept the minutes, records, and proceedings of said court of common pleas,

which books shall be paid for out of the public treasury in the same manner as record books for circuit courts are now paid for.

§ 8. All fees to any officer, for any service performed in the Caldwell court of common pleas, shall be due, payable, and collectable under the existing laws. Caldwell county shall be a part of the district of the common pleas judge for the third judicial district of this State, and such judge shall receive no compensation for his services as judge of the Caldwell court of common pleas, other than the salary he may receive as the judge of the common pleas court of said third judicial district.

§ 9. For the purpose of electing a judge of the court of common pleas for said district, the county of Caldwell shall be deemed and held a part of said district.

§ 10. Two terms of the Caldwell court of common pleas shall be held annually, and one of said terms shall commence on the fourth Monday in July, and the other on the fourth Monday in January in each year, and each term shall continue twelve judicial days, if the business of said court shall require it.

§ 11. The terms of the court of common pleas in the county of Union shall be held eighteen judicial days each, instead of twenty-four days, if the business shall require it.

§ 12. This act shall take effect from its passage.

Chapter 1217. An act to protect the public highways in Clark and Montgomery counties.

[No person shall allow their stock, or stock in their care, of any description, to run at large upon any turnpike, plank, gravel, or other road fenced according to law in said counties. Any person violating this act shall be subject to a fine of not less than \$5 nor more than \$20 for the first offense, and \$20 to \$50 for each subsequent offense, to be recovered on a warrant before the county judge, or any magistrate, or on presentment of the grand jury, the fine, when collected, to be paid into the jury fund. This act to take effect on the 1st day of June, 1871, and to be given in charge to the grand juries of said counties.] Approved February 6, 1871.

Chapter 1218. An act to amend an act, entitled "An act to incorporate the Elizabethtown, Lexington, and Big Sandy Railroad Company," approved January 29th, 1869. Approved February 7, 1871.

Chapter 1219. An act to amend an act, entitled "An act to provide for the organization and regulation of incorporated companies, except banking, insurance, and railroad companies," approved March 15, 1870. Approved February 7, 1871.

Said act reads as follows:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That section one of an act, entitled "An act to provide for the organization and regulation of incorporated companies, except banking, insurance, and railroad companies," approved March 15, 1870, be, and the same is, amended by adding to said section, after the word "railroads," the word "turnpikes," so that the section, as amended, shall read as follows: That any number of persons may associate themselves together and become incorporated for the transaction of any lawful business, except banking and insurance, and for the construction of railroads and turnpikes; but such incorporation shall confer no powers or privileges not possessed by natural persons, except as hereinafter provided.

§ 2. The title of said act, approved March 15, 1870, is hereby amended by inserting therein, between the word "insurance" and the word "and" the word "turnpike."

§ 3. This act shall take effect from its passage.

Chapter 1220. An act for the benefit of Rufus G. Salyer, late deputy sheriff of Magoffin county. Approved February 7, 1871.

Chapter 1221. An act permitting the citizens of Louisville to vote whether or not liquors shall be sold in said town. Approved February 7, 1871.

Chapter 1222. An act to incorporate the town of Richmond, in Warren county. Approved February 7, 1871.

Chapter 1223. An act for the benefit of Geo. W. Stubblefield, of Fulton county. Approved February 7, 1871.

Chapter 1224. An act to amend an act, entitled "An act to incorporate the town of Litchfield," approved February 7, 1871.

Chapter 1225. An act to charter the town of Adairville, in Logan county. Approved February 7, 1871.

Chapter 1226. An act to amend the charter of the Salt River and Dry Branch Turnpike Road Company. Approved February 8, 1871.

Chapter 1227. An act for the benefit of J. J. Duriam, sheriff of Green county. Approved February 8, 1871.

Chapter 1228. An act for the relief of the sheriff of Warren county. Approved February 8, 1871.

Chapter 1229. An act for the benefit of the Danville and Pleasant Hill Turnpike Road Company. Approved February 8, 1871.

Chapter 1230. An act to incorporate the Mississippi and Southern Atlantic Railroad Company. Approved February 8, 1871.

Chapter 1231. An act to incorporate the Boyd County Navigation, Manufacturing, and Improvement Company. Approved February 8, 1871.

Chapter 1232. An act to authorize the Board of Councilmen of the city of Frankfort to subscribe to the capital stock of the Frankfort and Flat Creek Turnpike Road Company. Approved February 9, 1871.

Chapter 1233. An act to repeal an act, entitled "An act for the benefit of the negroes and mulattoes of this Commonwealth," approved March 9th, 1867. Approved February 9, 1871.

Said act reads as follows:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That an act, entitled "An act for the benefit of the negroes and mulattoes of this Commonwealth," approved March 9th, 1867, be, and the same is, repealed.

§ 2. That hereafter the same tax per capita, and the same rate of taxation on real and personal estate (except taxes for common school purposes), shall be collected of all the negroes and mulattoes in this Commonwealth, as of the white population, and no other.

§ 3. This act shall take effect and be in force from and after its passage.

Chapter 1234. An act empowering the trustees of the State Presbyterian Church, in Clark county, to sell and convey certain lots or tracts of land on which their parsonage property and house of worship are situated, with authority to reinvest the proceeds of the sale. Approved February 9, 1871.

Chapter 1235. An act authorizing the issue of county bonds by the court of claims of Shelby county.

[Said bonds shall be for \$250 or \$500 each, and have not exceeding four years to run, and to draw interest at 8 per cent. per annum, to be paid annually. The proceeds of said bonds to be applied to the payment of the existing indebtedness of said county; said court of claims to provide for the payment of the interest as it falls due, and of the bonds at maturity; the county levy to be liable for the payment of bonds and interest. Court of claims is empowered to raise poll tax to any amount not exceeding \$3.] Approved February 9, 1871.

Chapter 1236. An act to incorporate the town of Caverna, in the county of Hart. Approved February 9, 1871.

Chapter 1237. An act to change the time of holding quarterly courts in Harrison county.

[Hereafter to commence on the Tuesday succeeding the first Monday in the months of January, April, July, and October, instead of the times now fixed by law.] Approved February 9, 1871.

Chapter 1238. An act for the benefit of the county of Union.

[Poll and *ad valorem* taxes heretofore levied for county purposes declared valid. Said court, sitting as a levy court, authorized to levy and collect, and caused to be applied for county purposes (including improvement of public roads and buildings and repairing of bridges), a poll tax not exceeding two dollars and fifty cents on each male white person, and not exceeding thirty cents on the \$100 worth of property listed for taxation under the revenue laws; said tax to be in addition to taxes levied by said court under the provisions of the said

law of said county. Sheriff to collect and pay over said tax as required by law and directed by the court.] Approved February 9, 1871.

Chapter 1239. An act to change the time of holding the spring term of the Hopkins circuit court.

[Hereafter the April term of said court shall commence on the first Monday of said month, instead of the second Monday, as now provided by law; this act to take effect after the first day of May next.] Approved February 9, 1871.

Chapter 1240. An act to authorize the trustees of the town of Litchfield to discontinue and sell and convey a part of Main cross street in said town. Approved February 9, 1871.

Chapter 1241. An act to amend an act, entitled "An act to amend an act to incorporate the town of West Point, in Hardin county," approved February 15th, 1848. Approved February 9, 1871.

Chapter 1242. An act prohibiting the vend of ardent, malt, or vinous spirits in Magoffin county. Approved February 9, 1871.

Chapter 1243. An act concerning the retail of spirituous, vinous, or malt liquors in a part of Jefferson county. Approved February 9, 1871.

Chapter 1244. An act for the benefit of C. M. Hawks, of Wolfe county. Approved February 9, 1871.

Chapter 1245. An act to amend an act, entitled "An act to incorporate the town of New Haven, in Nelson county," approved February 10, 1871.

Chapter 1246. An act to incorporate the Elkton Railroad Company. Approved February 10, 1871.

Chapter 1247. An act for the benefit of Wm. P. Carden of Hart county. Approved February 10, 1871.

Chapter 1248. An act to authorize the county court of Hardin county to levy a tax to erect public buildings in said county.

[May levy an *ad valorem* tax not to exceed thirty cents on the \$100, and one dollar on each title, for a period not to exceed three years.] Approved February 10, 1871.

Chapter 1249. An act for the benefit of the Bullitt county board, authorizing them to levy a tax to erect public buildings.

[May levy an *ad valorem* tax not exceeding forty cents on the \$100, for the purpose of building a court-house and clerks' offices, and for repairing and remodeling the county jail, &c.] Approved February 10, 1871.

Chapter 1250. An act to increase the levy of Logan county.

[May increase the poll tax heretofore levied by said court for the years 1871, 1872, 1873, and 1874 to three dollars and fifty cents on each person in said county subject to pay poll tax.] Approved February 10, 1871.

Chapter 1251. An act for the benefit of the public judge of the town of Hawesville. Approved February 10, 1871.

Chapter 1252. An act to authorize the court of claims of Johnson county to levy and collect an *ad valorem* and poll tax for county purposes.

[May levy and collect an *ad valorem* tax of not exceeding twenty-five cents on the \$100, and an additional poll tax of not exceeding one dollar on each title, and sheriff to collect and account for the said tax.] Approved February 10, 1871.

Chapter 1253. An act providing a commissioner of county claims for Hart county. Approved February 10, 1871.

Chapter 1254. An act to incorporate the Lexington Water-works Company. Approved February 10, 1871.

Chapter 1255. An act regulating the salaries of the judges of the circuit courts, criminal courts, courts of common pleas, and of the chancellor of the Louisville chancery court, and to provide for the payment of *pro tempore* judges and chancellors of said courts. Approved February 11, 1871.

Said act reads as follows:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That hereafter the judges of the circuit courts, criminal courts, and courts of common pleas, and the chancellor of the Louisville chancery court, shall each receive an annual salary of three thousand dollars (\$3,000), to be paid out of the State Treasury, except that the salary of the judge of the court of common pleas for Warren county shall not be increased by this act beyond the amount now fixed by law: *Provided*, That the allowance to judges and chancellors *pro tem* shall be paid out of the increased salary allowed by this act, and deducted from said increased salary of the judge or chancellor of the district in which the allowance is made; and in the event that the allowance to said *pro tem* judge or chancellor should exceed the amount of the increased salary allowed, the said excess shall be paid as now provided by law.

Chapter 1256. An act revising the charter of the city of Paducah. Approved February 11, 1871.

Chapter 1257. An act to amend an act, entitled "An act to incorporate the Green City Sleeping Car Company," approved March 16, 1870. Approved February 11, 1871.

Chapter 1258. An act for the benefit of school districts No. 8 and No. 9, in McLean county. Approved February 14, 1871.

Chapter 1259. An act to amend section 47, Criminal Code of Practice. Approved February 14, 1871.

Said act reads as follows:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That section forty seven of the Criminal Code of Practice be amended as follows, to-wit: *Provided*, That if the defendants, or either of them, shall make and present his affidavit that he does not believe he can secure a fair trial by examination before the judge, or other, or justice constituting the court, he or they shall retire from the case, and another or other magistrates shall take his or their places; but where only one of the two justices is so objected to, he only shall retire from the case, and another justice shall take his place.

§ 2. When a judge or justice has retired from the case by reason of the filing of the affidavit, or by reason of the court, he or they shall be reinstated in the case, and his place shall be supplied by another judge or justice, no affidavit can be filed by the party first objecting to the parties then constituting the court.

§ 3. This act shall take effect from and after its passage.

Chapter 1260. An act to amend an act, entitled "An act to extend the limits of the town of Warsaw, and to amend, consolidate, and reduce into one all laws pertaining to said town," approved February 25, 1869. Approved February 14, 1871.

Chapter 1261. An act amendatory of an act to amend an act, entitled "An act to incorporate the town of Hienville, in Barren county," approved February 14, 1871.

Chapter 1262. An act to amend an act, entitled "An act to amend the charter of Bryanville," approved February 14, 1871.

Chapter 1263. An act to incorporate the town of Centre, in Metcalfe county. Approved February 14, 1871.

Chapter 1264. An act in relation to depositions heretofore taken or oaths heretofore administered by persons known as examiners.

Said act reads as follows:

WHEREAS, Many depositions were taken and oaths administered by examiners in the State after the approval of the act, entitled "An act in relation to the office of examiner, and depositions heretofore taken by examiners," approved March 16th, 1869, who had taken said depositions and administered said oaths in ignorance of the passage of said act; therefore,

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That all depositions heretofore taken and oaths administered, by persons known as examiners, shall be held to have been taken before officers legally qualified and authorized to take depositions and administer oaths.

§ 2. This act shall take effect and be in force from and after its passage.

Chapter 1265. An act to amend section 326 of the Civil Code of Practice. Approved February 14, 1871.

Said act reads as follows:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That section

three hundred and twenty-six of the Civil Code of Practice be so amended that hereafter, where the plaintiff desires to apply for a reinstatement of an injunction dissolved or modified on motion, the court or judge shall make the order of dissolution or modification, to take effect in a reasonable time thereafter, not exceeding forty days, and shall express in the meantime, for a reinstatement of the injunction.

§ 2. That all laws inconsistent with the provisions of this act are hereby repealed.

§ 3. This act shall take effect from its passage.

Chapter 1266. An act for the benefit of the county attorney of Caldwell county. Approved February 14, 1871.

Chapter 1267. An act providing for the appointment of a county treasurer for Lincoln county. Approved February 14, 1871.

Chapter 1268. An act to enable the Louisville Pilots' Benevolent and Relief Association to wind up and discontinue its affairs. Approved February 17, 1871.

Chapter 1269. An act to authorize the Hancock county court to increase the county levy for the year 1871.

[May increase the same eight cents on the \$100, to be collected and disbursed in the same manner and for the same purpose as other county levy.] Approved February 17, 1871.

Chapter 1270. An act for the benefit of Philip Cassidy, present sheriff of Martin county. Approved February 17, 1871.

Chapter 1271. An act for the benefit of E. P. Graves, of Fayette county. Approved February 17, 1871.

Chapter 1272. An act for the benefit of T. M. Condit, late sheriff of McLean county. Approved February 17, 1871.

Chapter 1273. An act to incorporate the Lancaster, Fall Lick, and Mt. Vernon Turnpike Road Company. Approved February 17, 1871.

Chapter 1274. An act to amend the charter of the Louisville and Salt River Turnpike Road Company. Approved February 17, 1871.

Chapter 1275. An act to amend the charter of the city of Cynthiana. Approved February 17, 1871.

Chapter 1276. An act to incorporate the town of Union, in the county of Boone. Approved February 17, 1871.

Chapter 1277. An act to incorporate the town of Providence, in Webster county. Approved February 17, 1871.

Chapter 1278. An act prohibiting the sale of spirituous liquors, &c., in Cumberland county. Approved February 17, 1871.

Chapter 1279. An act to authorize the city of Maysville to subscribe and pay for stock in the Maysville and Lexington Railroad Company, Northern Division. Approved February 17, 1871.

Chapter 1280. An act to authorize the Garrard circuit court to direct a sale of the Lancaster and Crab Orchard Turnpike Road. Approved February 17, 1871.

Chapter 1281. An act to prohibit the sale of spirituous, vinous, or malt liquors in the county of Floyd.

[Not to be sold in quantities less than half barrel after majority of qualified voters have assented in favor of said prohibition.] Approved February 17, 1871.

Chapter 1282. An act to amend the charter of the town of Gratz, in Owen county. Approved February 17, 1871.

Chapter 1283. An act to amend an act, entitled "An act to incorporate the Covington and Horse Branch Turnpike Road Company," approved February 17, 1871.

Chapter 1284. An act for the benefit of McCracken county, and to enable her to pay her indebtedness.

[Portion of special tax heretofore set aside for the purpose of building a bridge across Island creek may be applied to the payment of the indebtedness of said county.] Approved February 17, 1871.

Chapter 1285. An act to incorporate the Valley and West Point Bridge Company. Approved February 17, 1871.

Chapter 1286. An act to amend chapter 7 of the Revised Statutes, title "Boats and Navigation." Approved February 17, 1871.

Said act reads as follows:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That chapter seven of the Revised Statutes, title "Boats and Navigation," be so amended that the counties of Morgan and Magoffin, through or through any of its navigable tributaries, or any tributaries may hereafter be declared navigable, shall lay the same off into precincts, and appoint an overseer for each, whose duty it shall be to cause the riffles within his precinct to be cleared out, and the logs, snags, and drifts that obstruct the safe navigation of said river and tributaries to be removed, and the trees within twenty feet of the banks of said streams, at the points of islands or the bends, shall be deadened or cut down; the trees and brush that overhang the bed of said streams shall be cleared away, or the trees deadened, when they do not interfere directly with the navigation of said streams.

§ 2. The court shall allot the overseers a competent number of hands from the laboring male population living nearest to his precinct, and living within three miles of said stream or streams, who shall be exempt from working on roads during the days they are working on said stream, and they shall not be compelled to work more than one day out of each week on said stream; and in the event any person shall fail to work on said stream after being duly notified thereof, he shall be subject to the same pains and penalties now prescribed by law for failing to work on roads.

§ 3. That should the presiding judge of the county court of Morgan or Magoffin counties, through which said streams may run, willfully or negligently fail for six months after this act takes effect, and every six months thereafter, to lay off said river or tributaries into precincts, and appoint overseers, and allot lands, or by the first section of this act, he shall be guilty of a misdemeanor, and subject to be indicted in the circuit court of his county, by the grand jury thereof; and upon his conviction, he shall be fined in any sum not less than twenty dollars nor more than one hundred dollars for each offense.

§ 4. That said overseer and hands shall not be required to work on said river or its tributaries during the months of December, January, February, and March.

§ 5. If any person shall build, erect, or place, or cause to be built, erected, or placed, or alter therein, in Licking river or its navigable tributaries, any pier, dock, wharf, or embankment, or any other kind of obstruction, so that the channel or current of the river shall be changed or retarded, or the residue shall be paid over to a receiver appointed by the county judge of the county in which such judgment shall be recovered.

§ 6. That the county judges of the counties of Morgan and Magoffin, through which said river or its tributaries may run, shall appoint a receiver, residing in his county, to receive any money or property arising under this act; said receiver shall execute a bond, with good and sufficient security, in the county court of the county in which he is appointed, to be approved by the county judge of said county, for the faithful performance of the duties of said office as such receiver, and said receiver and his securities shall be liable on the same for any money or property that may go into his hands as on receiver, and together with its interest, ten per cent, damages on the money so received and failed to pay over under the directions of the judge of said county, the same to be recovered in the circuit court of said county.

§ 7. That said receiver shall, under the directions of the judge of the county court, expend any money or property that may come to his hands as such receiver, in taking out the rocks that may obstruct the navigation of said river or its tributaries, and for his services shall receive five per cent, on all the money received and paid out by him under the provisions of this act.

§ 8. That all laws in conflict with this act be, and the same is hereby, repealed.

§ 9. This act to take effect from and after its passage.

Chapter 1287. An act to amend the charter of the Peck's Mill Turnpike Company. Approved February 17, 1871.

Chapter 1288. An act to amend the charter of the town of Dixon, in Webster county. Approved February 17, 1871.

Chapter 1289. An act to incorporate the Mill Creek Turnpike Road Company, in Mason county. Approved February 17, 1871.

Chapter 1290. An act for the benefit of common schools in Kentucky. Approved February 17, 1871.

Said act reads as follows:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Superintendent of Public Instruction be, and he is hereby, authorized and directed to certify to the Auditor, and direct payment on the reports of the common schools taught in districts hereinafter to be named: *Provided*, 1st. That payment be made for said districts out of any surplus for the school year ending June 30th, 1871, which may remain to the credit of the counties respectively in which said districts lie, or out of the surplus bond fund belonging to said counties, and at a rate, per child, not exceeding that at which payment was made out of the revenue of the school fund proper for the years respectively for which the schools are reported to have been taught: *Provided*, 2d. That payment shall not already have been made for said districts: *Provided*, 3d. That for such of said schools as were taught less than the time specified by law, payment shall be made only for the time during which they were taught: *And provided*, 4th. That the reports from said districts duly made out, shall have been received by the Superintendent of Public Instruction on or before the first day of July, 1871; previous to which date he may add to the list of districts herein named such as may be reported and properly certified as coming within the provisions of this act, and, in his judgment, entitled to his benefits.

COUNTIES.	No. of dist.	Year.	Time taught.
Nelson	Fract. 56	1869	3 months.
Casey	8	1871	5 months.
Anderson	40	1871	5 months.
Union	41	1871	5 months.
Nicholas	11	1871	5 months.
Daviess	52	1871	5 months.
Daviess	59	1871	5 months.
Union	4	1869	3 months.
Union	50	1869	3 months.
Union	34	1869	3 months.
Marion	28	1871	5 months.
Marion	30	1871	5 months.
Christian	6	1871	5 months.
Fleming	20	1871	5 months.
Marshall	11	1869	3 months.
Marshall	12	1871	5 months.
Anderson	21	1871	5 months.
Muhlenburg	60	1871	5 months.
Jefferson	36	1870	
Jefferson	49	1870	
Green	4	1870	

§ 2. This act to take effect from its passage.

Chapter 1291. An act to amend the charter of the Covington and Horse Branch Turnpike Road Company. Approved February 17, 1871.

Chapter 1292. An act to prevent the sale of spirituous liquors, &c., in the town of Burksville, in Cumberland county. Approved February 17, 1871.

Chapter 1293. An act to amend an act, entitled "An act to reduce the price of vacant lands in this Commonwealth," approved March 9th, 1854.

[So amended as to include the county of Floyd in its provisions.] Approved February 17, 1871.

Chapter 1294. An act to amend an act, entitled "An act to incorporate the Concord and Tolsboro Turnpike Road Company," approved February 17, 1871.

Chapter 1295. An act for the benefit of Knocch Creech, of Clay county. Approved February 17, 1871.

Chapter 1296. An act for the benefit of William Langdon, committee for Thomas Langdon, an idiot, in Pulaski county. Approved February 17, 1871.

Chapter 1297. An act to prohibit the sale or other disposition of spirituous, vinous, or malt liquors near Fox Creek Church, in Anderson county. Approved February 17, 1871.

Chapter 1298. An act for the benefit of the jailer of Cumberland county. Approved February 17, 1871.

Chapter 1299. An act for the benefit of the Pleasureville, Bethlehem, and Kentucky River Turnpike Road Company. Approved February 17, 1871.

Chapter 1300. An act to repeal an act, entitled "An act to amend the charter of the Bath and Montgomery County Associated Turnpike Road Company," approved February 17, 1871.

Chapter 1301. An act for the benefit of John P. Norvall, of Nicholas county. Approved February 17, 1871.

Chapter 1302. An act for the benefit of W. L. Fitch, of Lewis county. Approved February 17, 1871.

Chapter 1303. An act to amend an act, entitled "An act to authorize the Lewis county court to levy a tax to create a bridge fund for Lewis county," approved February 17, 1871.

Chapter 1304. An act to amend an act, entitled "An act to incorporate the St. Bernard Coal Company," approved February 17, 1871.

Chapter 1305. An act to change the time of holding the quarterly courts in Floyd county.

[Hereafter to commence on the first Tuesday after the second Monday in the months of January, April, July, and October.] Approved February 17, 1871.

Chapter 1306. An act authorizing the county court of Livingston county to levy an additional tax.

[May levy an additional tax, not to exceed ten cents on the \$100, for the purpose of paying off indebtedness of county.] Approved February 17, 1871.

Chapter 1307. An act to change the time of holding the November term of the Owen county court.

[November term to be hereafter held on the fourth instead of the third Monday.] Approved February 17, 1871.

Chapter 1308. An act to amend an act, entitled "An act to repeal the charter and reincorporate the town of Elizabethtown, in Hardin county," approved February 26, 1858. Approved February 17, 1871.

Chapter 1309. An act to amend the charter of the town of Danville. Approved February 17, 1871.

Chapter 1310. An act to amend an act, entitled "An act to amend and reduce into one the several acts respecting the town of Hickman," approved March 16th, 1854. Approved February 17, 1871.

Chapter 1311. An act for the benefit of John R. Sampson. Approved February 17, 1871.

Chapter 1312. An act to amend section 345, title 9, chapter 2, article 1, of the Civil Code of Practice. Approved February 17, 1871.

Said act reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That section 345, title 9, chapter 2, article 1, of the Civil Code of Practice, be, and the same is, so amended, that hereafter, in the trial of civil actions, if the adverse party will consent that the absent witness, if present, would testify as stated in the affidavit, the trial shall not be postponed for that cause; and said affidavit shall be read upon the trial as a deposition.

§ 2. This act shall take effect and be in force from its passage.

Chapter 1313. An act to amend the charter of the town of Franklin. Approved February 17, 1871.

Chapter 1314. An act for the benefit of the county of Fleming.

[May subscribe stock in the Maysville and Lexington Railroad Company, Northern Division, to an amount not exceeding ten thousand dollars, which shall be exclusively appropriated to the construction of a branch of said road from Lexington to an intersection at the most eligible point with the main stem of said road between Maysville and Elizaville, and may levy an *ad valorem* tax on the real estate and personal property in said county sufficient to pay the same.] Approved February 17, 1871.

Chapter 1315. An act for the benefit of R. C. Harbin, jailer of Laurel county. Approved February 17, 1871.

Chapter 1316. An act to incorporate the Caverna Deposit Bank. Approved February 17, 1871.

Chapter 1317. An act regulating the rate of freights and tolls on the Paris and North Midtown Turnpike Road Company. Approved February 17, 1871.

Chapter 1318. An act to regulate the making of deeds in the Louisville chancery court. Approved February 22, 1871.

Said act reads as follows:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the commissioner of the Louisville chancery court shall make all the deeds ordered in said court; but where said is particularly directed by proceedings had therein, there shall be but one deed, unless ordered by the court on the application of the parties in interest; and the fee for making said deed of partition shall, in no case, exceed ten dollars, to be allowed by the court.

§ 2. That all laws in conflict with this act, so far as the same apply to the Louisville chancery court, be, and the same are hereby, repealed, and this law shall be in full force from and after its passage.

Chapter 1319. An act to repeal the court of common pleas in the counties of Hickman, Fulton, Graves, and Marshall, in the 1st judicial district. Approved February 22, 1871.

Said act reads as follows:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That so much of an act, approved 5th day of February, 1867, creating the court of common pleas in the first, third, and fourth judicial districts, so far as relates to the counties of Hickman, Fulton, Graves, and Marshall, be, and the same is hereby, repealed.

§ 2. It shall be the duty of the clerks of said courts to transfer all suits on the common pleas docket of the circuit court of said counties.

§ 3. That the sheriffs, jailers, marshals, constables, and constables of said counties, and throughout the State, shall return all precepts and process, summons and writs of execution, which to them have been directed by said courts, to the circuit court of said counties, and said officers shall be responsible in like manner, as for process, precepts, summons, and writs of execution, issued from the circuit courts of this State.

§ 4. This act shall take effect from and after the 1st day of April, 1871.

Chapter 1320. An act to change the time of holding the circuit courts in the first judicial district, and providing for the change of cases to court of common pleas in certain cases. Approved February 22, 1871.

Said act reads as follows:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the circuit courts of the first judicial district shall be held and continued for the times hereinafter mentioned, viz: the business of the court requires it: in Fulton county, on the first Monday in March and September, and continued eighteen judicial days; in Hickman county, on the 4th Mondays in March and September, and continued twenty-four judicial days; in Ballard county, on the fourth Mondays in April and October, and continue twelve judicial days; in Graves county, on the second Mondays in May and November, and continue twenty-four judicial days; in Gallows county, on the second Mondays in June and December, and continue twelve judicial days; in Marshall county, on the fourth Mondays in June and December, and continue twelve judicial days; in McCracken county, on the second Mondays in July and January, and continue thirty judicial days.

§ 2. That all recognitions and process in any of said county shall stand and be made returnable at the terms of said court herein specified and directed to be held.

§ 3. That all laws in conflict with this act be, and the same are hereby, repealed.

§ 4. The clerk of the circuit court in any county in the first judicial district shall transfer any civil cause now pending or which may hereafter be pending, either in law or in equity, to the court of common pleas of the same county, upon the written consent of the parties or their attorneys, being filed in said clerk's office, and all the writs, process, and subpoenas, such case shall be returned to the court, which the case has been transferred, and shall have the same force and effect as if it had issued from the court to which the cause has been transferred.

§ 5. This act shall take effect from and after the first day of August next.

Chapter 1321. An act for the benefit of Richard Board, clerk of the Mercer circuit court. Approved February 22, 1871.

Chapter 1322. An act for the benefit of Jas. M. Bullock, of Laurel county. Approved February 22, 1871.

Chapter 1323. An act for the benefit of the Deaf and Dumb Asylum